



The Karnataka Motor Vehicles Taxation Act, 1957

Act 35 of 1957

Keyword(s):

Classic Car, Fleet Owner, Taxation Authority, Registered Owner, Taxation Card, Vintage Care

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STATEMENTS OF OBJECTS AND REASONS

I

Act 35 of 1957.- With the reorganisation of the States on the 1st November 1956, the several laws dealing with levy of taxes and tolls on motor vehicles in force are being continued to be administered in the several integrating areas. The present Bill is intended to bring into being a uniform rate structure throughout the new Mysore State. The Bill is prepared keeping in view the relevant provisions contained in the respective laws in force in the integrated areas. The salient features of the Bill are:

1. Abolition of tolls.
2. Total exemption from payment of taxes on motor vehicles used solely for agricultural purposes.
3. Prohibiting local bodies from levying taxes or tolls on motor vehicles and providing for payment of compensation for loss of such income.

(Obtained from L.A. Bill No. 5489 dated 17-6-1957)

II

Amending Act 29 of 1958.— Not available

III

Amending Act 34 of 1962.—The Existing rates of taxes on vehicles were fixed in the year 1957. Since then there has been a steady rise in the cost of construction and maintenance of roads and the administrative expenditure. Further, due to the tempo of the Third Five-Year Plan, additional resources have to be found for meeting the increased expenditure that has to be incurred to fulfill the financial and physical targets fixed under the Plan. It is therefore proposed to increase the rate of taxation under the Motor Vehicles Taxation Act, keeping in view the rates prevailing in the neighbouring States.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 4-12-1962, as No. 242 ,at page 9.)

IV

Amending Act 23 of 1965.—1. It is considered necessary that for the effective implementation of the Fourth Five-Year Plan ways and means for the additional resources have to be devised for meeting the increased expenditure that has to be incurred to fulfill the financial and physical targets fixed to be completed and hence the levy of increased rates of taxes in respect of goods vehicles is inevitable.

2. The rates of levy of motor vehicles taxes in respect of goods vehicles of certain laden weight prevailing in Madras State are slightly higher than those prevailing in Mysore State. The rates of tax now sought to be increased on goods vehicles will be on par with the rates of taxes prevailing in Madras State. The intention to increase the rates of tax in respect of certain vehicles of higher laden weight is to increase the Government revenue. The estimated additional income from this increase is likely to be about 23 lakhs per annum.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 16-10-1965, as No. 201, at page 6.)

V

Amending Act 33 of 1966.— In order to raise additional revenues for the implementation of the Fourth Five Year Plan, it is proposed to increase the rates of tax levied on goods vehicles and motor cars. hence this Bill.

The estimated additional income from this increase may come up to Rs.18 lakhs per annum.

(Obtained from L.A. Bill No.38 of 1966 Page No.4).

VI

Amending Act 16 of 1971.—In order to raise additional resources to be utilised exclusively for the relief of Bangla Desh refugees, the Government of Mysore has

proposed to enhance the existing tax by ten percent under the Mysore Motor Vehicles Taxation Act, 1957, payable in respect of all motor vehicles other than passengers and goods vehicles plying on hire. The present measure is being enacted to give effect to the said proposal.

2. The Committee constituted under the proviso to sub-section (2) of section 3 of the Mysore State Legislature (Delegation of Powers) Act, 1971 (23 of 1971), has been consulted before enactment of this measures as a President's Act.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 30-11-1971, at page 5.)

VII

Amending Act 6 of 1972.—In order to raise additional resources it is proposed to increase the existing rate of tax in respect of motor vehicles for which contract carriage permits are issued and which are permitted to carry more than five persons.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 20-7-1972, as No. 288, at page 63.)

VIII

Amending Act 16 of 1974.—It is proposed to raise the rates of taxation on Motor Cycles (including Motor Scooters) and Motor Vehicles and Motor Cars other than those used for plying for hire and transport of passengers, in order to augment the revenues of the State.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 21-3-1974, as No. 564, at page 3.)

IX

Amending Act 14 of 1975.—In order to improve and develop roads and bridges in the Karnataka State it is proposed to raise funds by levy of surcharges on all Motor Vehicles kept for use in the State.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 29-3-1975, as No. 868, at page 4.)

X

Amending Act 38 of 1976.—1. At present two kinds of taxes are being collected on Motor Vehicles. One is under the provisions of the Karnataka Motor Vehicles

Taxation Act, 1957 and the other is under the provisions of the Karnataka Motor Vehicles (Taxation on Passengers and Goods) Act, 1961. In the case of the latter, the method of assessment is either to obtain the returns from the operators and to assess the tax or collect the tax at the rates of composition provided for under the Schedule to the Act.

2. By experience it has been found that there is a quite good deal of leakage of revenue by way of tax on passengers and goods as in many cases the operators either submit incorrect returns or fail to compound the tax and pay the same. The method of assessment is also cumbersome and unnecessarily adds to the work.

3. It is therefore considered necessary to have one enactment only so that levy and collections are better ensured.

4. The expression “kept in the State of Karnataka” occurring in the existing enactment is hampering the collection from motor vehicles registered in other States and passing through Karnataka State to some other States. It is difficult to establish in a court of law that such motor vehicles are kept for use in Karnataka State. It is proposed to obviate this.

5. Having regard to the convenience to the public the following provisions are proposed:

- (i) to replace the tax licences by taxation cards;
- (ii) to redefine the “year” as financial year in relation to fleet owners and in other cases, the period of twelve calendar months, commencing from the first day of the month in which a motor vehicle is registered or a new registration mark is assigned under the Motor Vehicles Act, 1939;
- (iii) to redesignate the licensing authority as taxation authority;
- (iv) to provide for payment of tax annually in the case of motor vehicles for which the total tax per year does not exceed three hundred rupees;
- (v) to specify in the Act the grace period of 10 days for payment of tax in respect of all vehicles; and
- (vi) certain other consequential amendments.

6. Besides, this will relieve the public of much inconveniences experienced by them due to heavy rush in the office, of the Regional Transport Officers during the tax collection seasons.

7. Opportunity is also taken to provide for—

- (i) collection of tax escaping payment;
- (ii) payment of tax in instalments by fleet owners;

- (iii) carriage of tax free taxation card by vehicles exempted from payment of tax;
- (iv) seizure and detention of motor vehicles plying without payment of taxes;
- (v) a separate provision for composition of offences;
- (vi) trial of offences under the Act by the Magistrate not lower in rank than a Judicial First Class Magistrate;
- (vii) exercise of revisional powers by the Transport Commissioner in certain cases.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 24-3-1976, as No. 1615, at page 20–21.)

XI

Amending Act 19 of 1978.—The Karnataka Motor Vehicles Taxation Act was amended by the Karnataka Motor Vehicles Taxation (Amendment) Act, 1972 (Karnataka Act No. 6 of 1972). By this amendment the tax payable in respect of contract carriages was enhanced from Rs. 35/- to Rs. 100/- per seat per quarter with effect from 1st July 1972. Aggrieved by this enhancement, Industrial Undertakings like M/s. Hindustan Aeronautics Ltd., Indian Telephone Industries and Hindustan Machine Tools challenged the validity of the classification of their vehicles as contract carriages used for transporting employees to and from their places/of residence to the factory and levy of the tax based on such classification. Their writ appeals were allowed by the High Court and it was held that these vehicles of Industrial Undertaking used for the transportation of their employees were not contract carriages within the meaning of the provision of the Motor Vehicles Act, 1939 and the special leave application filed by the State Government before the Supreme Court was dismissed on 14th April 1976. Based on the decision of the High Court, the above three Industrial Undertakings have applied to Government for classification of their vehicles as contract carriages chargeable at Rs. 35/- per seat per quarter and to refund the difference of tax collected from them in respect of their vehicles. The claims of M/s. Hindustan Aeronautics Ltd., comes to Rs. 35,40,430 and similar refund will also have to be made in respect of Ms. Indian Telephone Industries and Hindustan Machine Tools and any other Industrial Undertakings which may put forth such claims. Such refunds if now made would upset the resources position of the State Government and also have an adverse effect on the State revenue. It is therefore necessary to pass a legislation to over

come the situation arising out of the decision of the High Court to avoid the refund of such considerable sums of money.

Hence this Bill.

(Obtained from File No. LAW. 62 LGN 78.)

XII

Amending Act 7 of 1979.—As per section 4 of the Karnataka Motor Vehicle Taxation Act, 1957 where the tax in respect of a motor vehicle does not exceed Rs. 300 per annum it has to be paid in lumpsum once in a year. Tax payable in respect of autorickshaws is Rs. 176 per annum. It is proposed to permit payment of tax in respect of owner driven autorickshaws on quarterly, half-yearly or yearly basis at the option of the owner.

Hence this Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 3-2-1979, as No. 115, at page 2–3.)

XIII

Amending Act 21 of 1979.—In order to augment the revenues of the State it is proposed to amend taxation and other laws. Opportunity is taken to make some other amendments also.

Hence this Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 27-3-1979, as No. 259, at page 43.)

XIV

Amending Act 24 of 1979.—Government have announced their decision to abolish octroi. To compensate for the loss of revenue to Local Bodies resulting from the abolition of octroi levy and also to provide for the developmental activities of the State in general, it is intended to mobilise resources by revising certain existing rates of taxes under the Motor Vehicles Taxation Act.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 11-4-1979, as No. 328, at page 67.)

XV

Amending Act 9 of 1980.—In view of the abolition of octroi in the State, Government increased the Motor Vehicles Tax in respect of goods vehicles by the Karnataka Motor Vehicles Taxation (Second Amendment) Act 1979. Aggrieved by this enhancement, the lorry owners in the State went on strike on 27th September

1979 to protest against the hike in the Motor Vehicles Tax. The entire issue was reconsidered and it is decided to reduce the tax under the above Act to the previous level with effect from 1st October 1979. Upto 31st March 1980.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 5-3-1980, as No. 167, at page 5.)

XVI

Amending Act 10 of 1980.—By the Karnataka Motor Vehicles Taxation (Amendment) Ordinance, 1979, the rates of motor vehicles tax leviable on goods vehicles were reduced for a period of 6 months from 1st October 1979 to 31st March 1980.

The motor vehicles taxes are paid in respect of Transport vehicles, every quarter. Operators of goods vehicles who have to pay tax on the 1st February or who are required to pay before 10th March 1980 will be required, as the position now stands, to pay tax as per the Ordinance for the months up to 31st March 1980 and taxes for subsequent months at the rates prevailing before the ordinance was introduced. This would result in lorry operators being required to pay taxes again on or after 1st April 1980 at rates prior to those introduced in September 1979. It would therefore be necessary to make suitable amendments to the Karnataka Motor Vehicles Taxation Act, 1957 specifying the rates of taxes for the period subsequent to 31st March 1980.

Hence, the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 12-3- 1980, as No. 179, at page. 5.)

XVII

Amending Act 39 of 1981.—The High Court has taken the view that the presumption of suitability of the vehicle for use on roads did not arise when the registration certificate of a transport vehicle is not current on account of expiry of the fitness certificate. Certain transport operators are taking advantage of this situation to evade payment of motor vehicle tax by allowing the fitness certificate to expire. Section 3 of the Karnataka Motor Vehicles Taxation Act, 1957 is intended to be amended to prevent this practice to avoid loss of revenue to the State.

The grace period for payment of tax which is now ten days is proposed to be increased to fifteen days by amending section 4 of the Act.

Under the proviso to section 10 (f) of the Act, which was deleted in 1976, fleet owners were entitled to proportionate reduction in the tax in respect of vehicles which were certified as not used for a period of one calendar month or more. Since

the proviso was deleted tax has to be now paid by them even on spare vehicles which are not under use. It is intended to restore the original position by amending section 10 of the Act.

Collection of a fee on the issue of taxation card on vehicles operating under reciprocal agreements has caused practical difficulties. It is intended to amend section 10A to dispense with the collection of such fee.

It is intended that the powers of revision under section 15A should hence forth be exercised only *suo moto* as now appellate powers can be exercised by the Deputy Commissioners of Transport. Section 15A is hence intended to be amended.

Amendments to the Karnataka Motor Vehicles are proposed in order to,

(a) Prevent vehicles with all India Tourist Permits from masquerading as stage carriages and

(b) To provide for the developmental activities of the State by mobilising additional resources by revising certain existing rates of taxes under the K.M.V.T. Act 1967.

This Bill is to replace the Ordinance.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 24-6-1981, as No. 475, at page 6.)

XVIII

Amending Act 19 of 1982.—In the budget speech for the year 1982–83, the Hon'ble Minister for Finance and Tourism, has indicated several proposal in order to augment the revenue of the State. This Bill seeks to give effect to the said proposals Opportunity is taken to make some other minor amendments.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 27-3-1982, as No. 223, at page 42.)

XIX

Amending Act 8 of 1983.—At present there is no provision in the Karnataka Motor Vehicles Taxation Act, 1957 for levying tax on the Private Service Vehicles. It is considered necessary to amend the said Act since taxation in respect of omni buses have been classified as a separate category in the said Act. The High Court of Karnataka in Writ Appeal Nos. 413, 414 and 417–74 has observed that the vehicles belonging to industrial undertakings cannot be issued with contract arrange permits and the Court has suggested for suitable amendment of the Act to provide for a separate category of permits for these vehicles. These private service vehicles

are being taxed as omnibuses at the rate of Rs. 100 percent per quarter. Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A dated 16-8-1983, as No. 727, at page 4.)

XX

Amending Act 12 of 1984.— In the budget speech for the year 1984-85 the Chief Minister has proposed to levy a rural development cess of ten per cent on the basic rate of the Motor Vehicles Tax.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary) Part IV-2A dated 06.04.1984 as No.212)

XXI

Amending Act 28 of 1984.—At present there is no provision in the Karnataka Motor Vehicles Taxation Act, 1957 for levying tax on the Private Service Vehicles. It is considered necessary to amend the said Act since taxation in respect of omnibuses have been classified as a separate category in the said Act. The High Court of Karnataka in Writ Appeal Nos. 413, 414 and 417–74 has observed that the vehicles belonging to industrial undertakings cannot be issued with contract arrange permits and the Court has suggested for suitable amendment of the Act to provide for a separate category of permits for these vehicles. These private service vehicles are being taxed as omnibuses at the rate of Rs. 100 percent per quarter. Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 16-8-1983, as No. 727, at page 4.)

XXII

Amending Act 30 of 1985.—This Bill is introduced to implement the announcements made by the Chief Minister in his Budget Speech on 19th July 1985. Consequential amendments to the Schedule to the Karnataka Motor Vehicles Taxation Act, 1957 are also proposed.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 31-7-1985, as No. 410, at page 17.)

XXIII

Amending Act 8 of 1986.—In his Budget Speech on 20th February 1986, the Chief Minister has proposed levy of Motor Vehicles Tax on certain types of vehicles

and has announced concessions in the rate of tax in respect of certain categories of vehicles. The proposals include the following:

- (a) Introducing lumpsum payment of Motor Vehicles Tax in respect of two-wheelers;
- (b) Rationalising the tax on omni buses owned by Educational Institutions;
- (c) Enhancing Motor Vehicles Tax on certain categories of vehicles.
- (d) Permitting the Karnataka State Road Transport Corporation to pay the motor Vehicles Taxes on percentage of their revenue collections.
- (e) Opportunity is taken to make certain other amendments for administrative reasons.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 14-3-1986, as No. 198, at page 46.)

XXIV

Amending Act 8 of 1987.—To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957. Consequential amendments are also proposed.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 27-3-1987, as No. 250, at page 51.)

XXV

Amending Act 32 of 1987.—Section 11A of the Karnataka Motor Vehicles Taxation Act, 1957 provides for seizure and detention of Motor Vehicles in respect of which tax is due. It is considered necessary to amend the said section to provide for sale of vehicle so seized and detained for speedy recovery of tax due.

Amendment of section 22 in consequential.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 2-9-1987, as No. 575, at page 60.)

XXVI

Amending Act 1 of 1989.—The Motor Vehicles Tax on Goods Vehicles were enhanced with effect from 1st April 1980 by the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 1980. The Lorry owners of the State represented that the new rates of tax were on the high side and requested the Government for reduction in tax. The Government examined their request and issued administrative

instructions to collect the tax on lorries at pre 1st April 1980 rates and the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 1980 was not given effect to. It is therefore, necessary to ratify the action taken by the Government in issuing the administrative instructions to the Commissioner for Transport to collect the Motor Vehicles Tax at the old rates.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 23-1-1988, as No. 55, at page 27.)

XXVII

Amending Act 2 of 1989.—To give effect to the budget proposals for the year 1988–89 relating to the Motor Vehicles Tax, it is necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 2-4-1988, as No. 200, at page 49.)

XXVIII

Amending Act 14 of 1989.—To give effect to the proposals made in the Budget speech for the year 1989–90 it is proposed to amend the Karnataka Motor Vehicles Taxation Act, 1957. Opportunity is also taken to rationalise certain provisions of the Act.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 27-3-1989, as No. 155, at page 5.)

XXIX

Amending Act 12 of 1990.—To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Opportunity is also taken to relationalise certain other provisions of the said Act.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 29-3-1990, as No. 156, at page 57.)

XXX

Amending Act 10 of 1991.—To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Opportunity is also taken to make certain consequential amendments to the said Act.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 21-3-1991, as No. 125, at page 305.)

XXXI

Amending Act 7 of 1992.—To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957. Some consequential amendments are also proposed.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 28-3-1992, as No. 186, at page 20.)

XXXII

Amending Act 12 of 1993.—To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957. Some consequential amendments are also proposed.

Hence the Bill.

(Obtained from L.A. Bill No. 14 of 1993.)

XXXIII

Amending Act 20 of 1994.—To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957. Some consequential amendments are also proposed.

Hence the Bill.

(Obtained from File No. LAW 25 LGN 94.)

XXXIV

Amending Act 7 of 1995.—To give effect to the proposal made in the Budget Speech it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957).

Opportunity is also taken to make certain consequent amendments to said Act.

Hence the Bill.

(Obtained from LAW 103 LGN 58)

XXXV

Amending Act 8 of 1997.—To give effect to the proposal made in the Budget Speech. It is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957).

Opportunity is also taken to make certain consequential amendments to said Act.

Hence the Bill.

(Obtained from L.A. Bill No. 14 of 1997..)

XXXVI

Amending Act 13 of 1997.—In order to remove certain ambiguity in section 3 and 4 and to achieve the clear intention of the Budget speech for the year 1997–98 an Ordinance called the Karnataka Motor Vehicles Taxation (Amendment) Ordinance, 1997 (Karnataka Ordinance No. 2 of 1997) was promulgated on 7th May, 1997.

This Bill seeks to replace the said Ordinance.

Hence the Bill.

(Obtained from L.A. Bill No. 22 of 1997..)

XXXVII

Amending Act 4 of 1998.—To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary), PART IV—2-A, dated 26-3-1998, as No. 348, at page 2.)

XXXVIII

Amending Act 5 of 1999.— To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill

(Published in the Karnataka Gazette (Extraordinary) Part IV-2A dated 30.3.1999 (Notification No. LGA/BLA/21/1999, dated 30.3.1999))

XXXIX

Amending Act 6 of 2000.— To give effect to the proposal made in the budget speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

(Obtained from L.A. Bill Bo. 7 of 2000)

XL

Amending Act 32 of 2000.— The Karnataka Motor Vehicles taxation Act, 1957 was amended by inserting section 3A providing for levy of cess at the rate of five percent on the Motor Vehicles tax for the purpose of investment in Bangalore Mass Rapid Transit System. Section 3A was again amended with effect from 1.4.1998 and the words "Karnataka Infrastructure Development and Finance Corporation" were substituted for the words "Bangalore Mass Rapid Transit System with the result, the BMRTL is not eligible to get the cess so collected after that date. It is considered necessary that both should get the cess levied in the proportion of 67:33.

Hence the Bill.

(Obtained from L.A. Bill No. 40 of 2000.)

XLI

Amending Act 7 of 2001.—To give effect to the proposals made in the budget speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill (Vide L.A.Bill No. 5 of 2001 File No. DPAL 11 Shasana 2001)

XLII

Amending Act 23 of 2001.—In order to meet the ever increasing need of the Bangalore City for more number of transport vehicles, the Bangalore Metropolitan Transport Corporation has hired private buses on contract basis and operating them as it is facing difficult financial position. According to the agreement entered into by the Corporation with the private bus owners, it has to bear the Motor Vehicles Tax. The Bangalore Metropolitan Transport Corporation and other transport undertakings are paying tax as 'fleet owners' under section 10 on the gross revenue from fares and freights of the vehicles owned by them. This concession cannot be availed in respect of Motor Vehicles hired by them from the private bus owners as they are liable to tax leviable under section 3. Therefore, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 to construe the State Transport Undertakings as fleet owners even in respect of the vehicles hired by them from private bus owners.

Certain consequential changes are also made.

Hence the Bill.

(Vide L.A. Bill No.14 of 2001 File No. DPAL 24 Shasana 2001)

XLIII

Amending Act 4 of 2002.—To give effect to the proposals made in the budget speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

(L.A. Bill No. 10 of 2002)

XLIV

Amending Act 12 of 2002.—To give effect to the announcement made in the Budget Speech it is proposed to amend the Motor Vehicles Tax Act, 1957 and the Karnataka Stamp Act, 1957.

Hence the Bill.

(L.A. Bill No. 25 of 2002)

XLV

Amending Act 9 of 2003.—It is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) and to repeal the Karnataka Contract Carriages (Acquisition) Act, 1976 (Karnataka Act 21 of 1976) to give effect to the proposals made in the Budget Speech and matters connected therewith. Certain consequential amendments are also made.

Hence, the Bill.

(LA Bill No.6 of 2003)

(Entry 57 of List-II of the Seventh Schedule to the Constitution of India)

XLVI

Amending Act 2 of 2004.—To give effect to the proposals made in the Budget Speech of 2003-04, it is considered necessary to amend the Karnataka Sales Tax Act, 1957, the Karnataka Stamp Act, 1957 and the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

[L.A. BILL No. 7 OF 2004]

(Entries 54, 57 and 63 of List II of the Seventh Schedule to the Constitution of India)

XLVII

Amending Act 6 of 2004.—It is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) to specify clearly the life time tax to be paid motor vehicles under part A5 by,-

- (i) registered vehicles in other states prior to 1.4.2003 and migrated to State of Karnataka;
- (ii) vehicles not paid tax prior to 1.4.2003;
- (iii) vehicles which are to be paid tax on or after 1.4.2003.

Since the matter was urgent and as both the Houses of the State Legislature are not in session, the Karnataka Motor Vehicles Taxation (Amendment) Ordinance, 2003 (Karnataka Ordinance 7 of 2003) was promulgated, to achieve the above object.

This Bill seeks to replace the said ordinance.

Hence the Bill.

(L.A. BILL NO.3 OF 2004)

(Entry 57 of List II of the Seventh Schedule to the Constitution of India)

XLVIII

Amending Act 28 of 2004.—To give effect to the proposals made in the Budget Speech 2004-05, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957).

Hence the Bill.

(LA Bill No.20 of 2004)

(Entry 57 of list II of Seventh Schedule to the Constitution of India)

XLIX

Amending Act 12 of 2005.— To give effect to the proposals made in the Budget speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957).

Hence the Bill.

(LA Bill No. 11 of 2005)

¹[KARNATAKA]¹ ACT No. 35 OF 1957

*(First published in the ¹[Karnataka Gazette]¹ on the
Fifth day of December, 1957.)*

THE ¹[KARNATAKA]¹ MOTOR VEHICLES TAXATION ACT, 1957.

*(Received the assent of the President on the
Thirtieth day of November, 1957.)*

(As amended by Karnataka Acts 29 of 1958, 34 of 1962, 23 of 1965, 33 of 1966, 16 of 1971, 6 of 1972, 16 of 1974, 14 of 1975, 38 of 1976, 19 of 1978, 7 of 1979, 21 of 1979, 24 of 1979, 9 of 1980, 10 of 1980, 39 of 1981, 19 of 1982, 8 of 1983, 12 of 1984, 28 of 1984, 30 of 1985, 8 of 1986, 8 of 1987, 32 of 1987, 1 of 1989, 2 of 1989, 14 of 1989, 12 of 1990, 10 of 1991, 7 of 1992, 12 of 1993, 20 of 1994, 7 of 1995, 8 of 1997, 13 of 1997, 4 of 1998, 5 of 1999, 6 of 2000, 32 of 2000, 7 of 2001 23 of 2001, 4 of 2002, 12 of 2002, 9 of 2003, 2 of 2004, 6 of 2004, 28 of 2004 and 12 of 2005)

An Act to consolidate and amend the law relating to the levy of tax on motor vehicles in the ¹[State of Karnataka]¹.

WHEREAS it is expedient to consolidate and amend the law relating to the levy of tax on motor vehicles in the ¹[State of Karnataka]¹;

BE it enacted by the ¹[Karnataka]¹ State Legislature in the Eighth Year of the Republic of India as follows:—

1. Adapted by the Karnataka Adaptations of Laws Order, 1973 w.e.f. 1.11.1973.

CHAPTER I**PRELIMINARY**

1. Short title, extent and commencement.- (1) This Act may be called the ¹[Karnataka]¹ Motor Vehicles Taxation Act, 1957.

1. Adapted by the Karnataka Adaptations of Laws Order, 1973 w.e.f. 1.11.1973.

(2) It extends to the whole of the ¹[State of Karnataka]¹.

1. Adapted by the Karnataka Adaptations of Laws Order, 1973 w.e.f. 1.11.1973.

(3) It shall come into force on such ¹[date]¹ as the State Government may, by notification, appoint.

1. The Act has come into force on 1.1.1958 by notification. Text of the notification is at the end of the Act.

2. Definitions.- (1) In this Act, unless the context otherwise requires,—

²[(a) ‘Classic car’ means a motor car manufactured during the period between the year 1940 and 1949 and registered ¹[x x x]¹ under Section 39 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988);]²

1. omitted by Act 12 of 1983 w.e.f 1.4.1993

2. Inserted by Act 10 of 1991 w.e.f 1.4.1991.

²[(aa)]² “fleet owner” means a person who is the registered owner of a fleet of ¹[five hundred or more public service vehicles]¹;

³[**Explanation:-** For the purpose of this clause, State Transport Undertaking shall be deemed to be a fleet owner in respect of vehicles placed at the disposal and under the control of such undertaking by the registered owner under any arrangement entered into between such owner and the undertaking for the use of such vehicles by the undertaking to operate on any route as stage carriage under any permit issued therefore to such undertaking under sub-section (1) of section 103 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988)]³

1. Substituted by Act 8 of 1986 w.e.f.1.4.1986.

2. Re-lettered by Act 10 of 1991 w.e.f. 1.4.1991.

3. Inserted by Act 23 of 2001 w.e.f 25.8.2001.

¹[(b) “taxation authority” means,—

(i) in the case of a fleet owner, the Commissioner for Transport or any other officer appointed by the State Government in this behalf; and

(ii) in other cases, such officer as may be appointed by the State Government to exercise the powers and perform the functions of the taxation authority under this Act;]¹

1. Substituted by Act 38 of 1976 w.e.f 1.1.1977 by notification. Text of notification is at the end of the Act.

(c) “local authority” includes a cantonment authority within the meaning of the Cantonments Act, 1924 (Central Act II of 1924);

(d) “notification” means a notification published in the Official Gazette;

(e) “prescribed” means prescribed by rules made under this Act;

¹[(ee) “private service vehicle” means an omnibus constructed or adapted to carry more than nine persons (excluding the driver) and used by or on behalf of the owner of such vehicle for the purpose of carrying persons for or in connection with his trade or business or otherwise than for hire or reward;]¹

1. Inserted by Act 28 of 1984 w.e.f 5.5.1984.

(f) “registered owner” means the person in whose name a motor vehicle is registered under the Motor Vehicles Act, 1939 (Central Act IV of 1939);

(g) “Schedule” means a Schedule annexed to this Act;

¹[(h) “taxation card” means a taxation card issued under section 5 and includes a fresh taxation card issued in place of the original taxation card under sub-section (2) of section 6;]¹

1. Substituted by Act 38 of 1976 w.e.f 1.1.1977 by notification. Text of notification is at the end of the Act.

²[(hh) ‘Vintage Car’ means a motor car manufactured during the year 1939 and earlier and duly registered ¹[x x x]¹ under Section 39 of Motor Vehicles Act, 1988 (Central Act 59 of 1988).]²

1. Omitted by Act 12 of 1993 w.e.f 1.4.1993.

2. Inserted by Act 10 of 1991 w.e.f 1.4.1991

¹[(i) “year” means,—

(i) in relation to a fleet owner, the financial year; and

(ii) in other cases, a period of twelve calendar months commencing from the first day of the month in which the motor vehicle concerned is registered or a new registration mark is assigned to it under the Motor Vehicles Act, 1939 (Central Act IV of 1939); ‘half year’ means the first six months or the second six months of such year or the said period of twelve calendar months; and ‘quarter’ means the first three months or the second three months of the half-year;]¹

1. Substituted by Act 38 of 1976 w.e.f 1.1.1977.

(j) Words and expressions used but not defined in this Act, shall have the meanings assigned to them in the Motor Vehicles Act, 1939 (Central Act IV of 1939).

(2) The ¹[Karnataka]¹ General Clauses Act, 1899, (¹[Karnataka]¹ Act III of 1899) shall apply for the interpretation of this Act, as it applies for the interpretation of a ¹[Karnataka Act]¹.

1. Adapted by the Karnataka Adaptations of Laws Order, 1973 w.e.f. 1.11.1973.

CHAPTER - II

TAXATION

3. Levy of tax.- (1) A tax at the rates specified in Part A of the Schedule shall be levied on all motor vehicles suitable for use on roads ¹[x x x]¹:

¹[Proviso x x x]¹

²[Provided that in the case of a motor cycle (including motor scooter and cycle with attachment for propelling the same by mechanical power) ³[other than those owned by Central Government employees or Defence Personnel]³ the tax shall be levied at the rates specified in part ⁴[A1]⁴ of the schedule:]²

1. Omitted by Act 38 of 1976 w.e.f 1.7.1976 by notification. Text of the notification is at the end of the Act.
2. Inserted by Act 8 of 1986 w.e.f. 1.4.1986.
3. Inserted by Act 8 of 1997 w.e.f 1.4.1997.
4. Sibstotited by Act 7 of 1995 w.e.f. 1.4.1995.

¹[Provided further that in the case of tractors, trailers and power tiller trailers,—

- (a) owned by agriculturists and whose main source of income is from agriculture;
- (b) owned by agricultural co-operative societies including Vyavasaya Seva Sahakari Sangha Niyamitha, Raitha Seva Sahakari Sangha Niyamitha, Sericulture-cum-Farmers Co-operative Societies, Large Sized Co-operative Societies, Co-operative Agricultural Banks, Small sized Co-operative Societies, Agricultural Credit Societies, Multipurpose Co-operative Credit Societies, Doddapramanada Prathamika Patthina Sahakari Sangha, Primary Co-operative Agriculture and Rural Development Bank and Services Co-operative Societies; and
- (c) not falling under clauses (a) and (b) above but used exclusively for carrying out such agricultural operations as may be prescribed,

the tax shall be levied at the rates specified in Part-²[A2]² of the schedule:]¹

1. Inserted by Act 12 of 1990 w.e.f. 1.4.1990.
2. Sibstotited by Act 7 of 1995 w.e.f. 1.4.1995.

¹[Provided also that in case of Vintage-car and Classic car, the tax shall be levied at the rates specified in Part ²[A3]² of the schedule:]¹

1. Inserted by Act 10 of 1991 w.e.f. 1.4.1991.
2. Sibstotited by Act 7 of 1995 w.e.f. 1.4.1995.

¹[Provided also that:—

²[(a) In case of three wheelers including autorickshaws used for transportation of goods not exceeding ⁵[1500 kgs.]⁵ in weight laden and

vehicles permitted to carry three passengers (excluding driver) either used for hire or reward or not, the tax shall be levied at the rates specified in Part 'A4' of the schedule.

³[(b) in case of motor cars including jeeps (other than those ⁴[owned by companies. Central Government employees or defence personnel]⁴ and omni buses and private service vehicles having floor area not exceeding ⁶[five square meters]⁶, tax shall be levied at the rates specified in part A5 of the Schedule.]³]¹

1. Inserted by Act 7 of 1995 w.e.f. 1.4.1995.
2. Substituted by Act 8 of 1997 w.e.f. 1.4.1997.
3. Substituted by Act 13 of 1997 w.e.f. 1.4.1997.
4. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.
5. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.
6. Substituted by Act 6 of 2000 w.e.f. 1.4.2000.

Explanation.—A motor vehicle of which the certificate of registration is current shall, for the purposes of this Act, be deemed to be a vehicle suitable for use on roads.

¹[**Note.**—For the purpose of the above Explanation the certificate of registration shall, notwithstanding anything contained in section 38 of the Motor Vehicles Act, 1939, be deemed to be current even if the certificate of fitness is not effective provided such certificate of fitness has not been cancelled.]¹

1. Inserted by Act 39 of 1981 w.e.f. 1.1.1958.

(2) Notwithstanding anything contained in sub-section (1) ¹[or section 4]¹, taxes at the rates specified in Part B of the Schedule shall be levied on motor vehicles ²[suitable for use on roads, which are in the State]² for periods shorter than a quarter, but not exceeding thirty days.

1. Inserted by Act 38 of 1976 w.e.f. 1.7.1976..
2. Substituted by Act 38 of 1976 w.e.f. 1.7.1976..

(3) In the case of motor vehicles in respect of which any reciprocal arrangement relating to taxation has been entered into between the ¹[Government of Karnataka]¹ and any other State Government, the levy of tax shall, notwithstanding anything contained in this Act, be in accordance with the terms and conditions of such reciprocal arrangement:

Provided that the tax leviable under any such arrangement shall not exceed the tax leviable under the Schedule:

Provided further that the terms and conditions of every such reciprocal arrangement shall be published in the Official Gazette, and a copy thereof shall be laid before the State Legislative Assembly.

1. Adapted by the Karnataka Adaptations of Laws Order, 1973 w.e.f. 1.11.1973.

¹[(4) Notwithstanding anything contained in sub-sections (1) and (2), a special additional tax at the rates specified in Part-D of the Schedule shall be levied on motor vehicles suitable for use on roads carrying passengers or goods in excess of the permitted capacity of the vehicles.]¹

1. Inserted by Act 14 of 1989 w.e.f. 1.4.1989.

¹**[3A. Levy of cess.-** ¹[(1) There shall be levied and collected by way of cess for the purpose of various infrastructure projects across the State, equity investment in Bangalore Mass Rapid Transit Limited and establishing a Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi in the proportion of 57:28:15, respectively a tax at the rate of ten percentum of the tax levied under section 3 on motor vehicles registered, under the Motor Vehicles Act, 1988, (Central Act 59 of 1988)]¹

1. Sub-section (1) Substituted by Act of 2 of 2004 w.e.f. 1.2.2004

(2) The cess levied under sub-section (1) shall be in addition to any tax levied under section 3.

(3) The provisions of the Act and the rules made thereunder including those relating to refund or exemption from tax shall, so far as may be, apply in relation to the levy, assessment and collection of the cess payable under sub-section (1), as they apply in relation to the levy, assessment and collection of motor vehicles tax under this Act.

²**[Explanation.-** x x x]²¹

1. Section 3A inserted by Act 7 of 1995 w.e.f. 1.4.1995.

2. Omitted by Act 4 of 1998 w.e.f. 1.4.1998.

¹**[3B and 3C. x x x]**¹

1. Sections 3B and 3C omitted by Act 30 of 1985 w.e.f. 1.8.1985.

¹[**3B. Levy of Green Tax.-** (1) There shall be levied and collected a cess called "green tax" in addition to the tax levied under this Act on the motor vehicles suitable for use on road as specified in column (2) of the table below at the rates specified in column (3) thereof for the purpose of implementation of various measures to control air pollution.

TABLE

| Sl. No. | Class and age of the vehicle | Rate of cess in rupees |
|---------|--|------------------------|
| 1 | 2 | 3 |
| 1 | Non-transport vehicle completed 15 years from the date of its registration, at the time of renewal of certificate of registration as per sub-section (10), of section 41, of the Motor Vehicles Act, 1988,- (a) Two wheelers (b) Other than two wheelers | 250-00 500-00 |
| 2 | Transport vehicle completed 7 years from the date of its registration, at the time of renewal of fitness certificate as per section 56, of the Motor Vehicles Act, 1988,- | 200-00 per annum |

(2) The provisions of the Act and the rules made thereunder excluding those relating to refund of tax shall, so far as may be, apply in relation to the levy, assessment and collection of the cess payable under sub-section (1), as they apply in relation to the levy, assessment and collection of motor vehicles tax under this Act.]

1. Inserted by Act 4 of 2002 w.e.f. 1.4.2002.

4. Payment of tax.- (1) The tax levied under section 3 shall be paid in advance by the registered owner or person having possession or control of the motor vehicle, for a quarter, half-year or year, at his choice, ¹[within ²[fifteen days]² from the commencement of such quarter, half-year, or year as the case may be]¹:

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977

2. Substituted by Act 39 of 1981 w.e.f. 12.8.1981.

¹[Provided that the tax in respect of vehicles specified in item 1 and 14(2) of Part A of the Schedule shall be paid annually subject to such conditions as may be specified by the Government from time to time:]¹

1. Inserted by Act 38 of 1976 w.e.f. 1.1.1977 and Substituted by Act 8 of 1997 w.e.f. 1.4.1997.

¹[Proviso x x x]¹

1. Inserted by Act 7 of 1979 w.e.f. 22.2.1979 and omitted by Act 8 of 1997 w.e.f. 1.4.1997..

¹[Provided also that notwithstanding anything in this sub-section such tax may be paid in advance in a lumpsum by such owner or person at his choice, for a period of five years or ten years within fifteen days from the commencement of the first year of such period of five years or ten years:]¹

1. Inserted by Act 8 of 1983 w.e.f. 1.4.1983.

¹[Provided also that in case of three wheelers including autorickshaws used for transportation of goods not exceeding ²[1500 kgs.]² in weight laden and vehicles permitted to carry three passengers (excluding driver) either for hire or reward or not ³[,motor cars including jeeps (other than those ⁵[owned by the Central Government Employees or Defence personnel)]⁵ and omni buses and private service vehicles having floor area not exceeding ⁴[five square meters]²]⁴ specified in the fourth proviso to sub-section (1) of section 3 in respect of which tax is already paid prior to the first day of April, 1997, the tax specified in the fourth proviso to sub-section (1) of section 3 shall be levied after the expiry of the period for which tax is paid under sub-section (1) and the tax shall be paid within one month from the date of expiry of the said period:]¹

1. Inserted by Act 7 of 1995 w.e.f. 1.4.1995 and Substituted by Act 8 of 1997 w.e.f. 1.4.1997.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

3. Substituted by Act 13 of 1997 w.e.f. 1.4.1997.

4. Substituted by Act 6 of 2000 w.e.f. 1.4.2000.

5. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

¹[Provided further that in case of Vintage car and Classic car specified in third proviso to sub-section (1) of Section 3, in respect of which tax is already paid prior to 1st day of April, 1991, the tax specified in the third proviso to sub-section (1) of Section 3 shall be levied after the expiry of the period for which the tax is paid under sub-section (1) and such tax shall be paid within one month from the date of expiry of the said period.]¹

²[**Explanation.**—The tax for half-year shall be double the tax for a quarter and the tax for a year shall be four times the tax for a quarter.]²

1. Inserted by Act 10 of 1991 w.e.f. 1.4.1991.

2. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

(2) In case of half-yearly and annual ¹[payments]¹, ²[or payments for the period of five years or ten years]² such rebate in respect of the tax as may be prescribed shall be granted.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

2. Inserted by Act 8 of 1983 w.e.f. 1.4.1983.

¹[(3) Notwithstanding anything contained in the preceding sub-sections, the ²[tax levied under the provisos]² to sub-section (1) of section 3, shall be paid in advance in a lumpsum by the registered owner or person having possession or control of the motor vehicle and the tax so paid shall be for the life time of the vehicle:

Provided that the motor cycle in respect of which the tax is already paid under sub-section (1) of section 3 prior to the first day of April, 1986, tax specified under the first proviso to sub-section (1) of section 3 shall be levied after the expiry of the period for which the tax paid under sub-section (1) and such tax shall be paid within one month from the date of expiry of the said period.]¹

1. Inserted by Act 8 of 1986 w.e.f. 1.4.1986.

2. Substituted by Act 12 of 1990 w.e.f. 1.4.1990.

¹[Provided further that in the case of tractors, trailers and power tiller trailers specified in the second proviso to sub-section (1) of section 3, in respect of which the tax is already paid under that sub-section prior to the first day of April, 1990, the tax specified under the second proviso to sub-section (1) of section 3 shall be levied after the expiry of the period for which the tax is paid under sub-section (1) and such tax shall be paid within one month from the date of expiry of the said period.]¹

1. Inserted by Act 12 of 1990 w.e.f. 1.4.1990.

¹[(4) Whenever there is a revision of tax, the difference of tax for the month or part thereof shall be paid at the rate of 1/3rd of the quarterly tax, or 1/12th of the annual tax payable on or before the last date fixed under sub-section (1) for payment of tax for the next quarter, or the year as the case may be.]¹

1. Inserted by Act 7 of 1992 w.e.f. 1.4.1992.

¹[**4A. Rounding off of tax, etc.-** The amount of tax (including tax payable in advance), penalty or any other amount payable and the amount of refund due, under this Act shall be rounded off to the nearest rupee and for this purpose, where such amount contains, a part of a rupee consisting of paise, then, if such part is fifty paise or more, it shall be increased to one rupee and if such part is less than fifty paise, it shall be ignored.]¹

1. Inserted by Act 14 of 1989 w.e.f. 1.4.1989

¹[**5. Issue of taxation card.-** (1) When the tax levied under section 3 in respect of a motor vehicle is paid, the taxation authority shall issue to the person paying the tax,—

(a) a receipt in the prescribed form indicating therein the amount of tax paid; and

(b) a taxation card in the prescribed form indicating therein the rate at which the tax is leviable and the period for which the tax has been paid:

Provided that where a taxation card has already been issued in respect of a motor vehicle, the taxation authority shall, on payment of tax as aforesaid, cause to be made in the taxation card an entry of such payment and the period to which it relates.

(2) No motor vehicle liable to tax under section 3, shall be held in the custody of any person unless the registered owner or person having possession or control of such vehicle has obtained a taxation card under sub-section (1) in respect of that vehicle.

(3) No motor vehicle liable to tax under section 3 shall be used on any road or in a public place unless a valid taxation card obtained under sub-section (1) is carried in the vehicle.]¹

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

6. Declaration by owner or person having possession of a vehicle.-

(1) Every registered owner of, or person who has possession or control of, a motor vehicle liable to tax under this Act shall fill up and sign a declaration in the prescribed form, giving the prescribed particulars and shall deliver within the prescribed time the declaration to a ¹[taxation authority]¹ and shall pay to the ¹[said authority]¹ the tax which he is liable to pay in respect of such vehicle.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

(2) When a motor vehicle liable to tax under this Act is altered so as to render the registered owner or person who is in possession or control of such vehicle liable to the payment of an additional tax under section 8, such registered owner or person, as the case may be, shall fill up and sign an additional declaration in the prescribed form showing the nature of the alteration made and containing the prescribed particulars, and shall deliver such additional declaration together with the ¹[taxation card]¹ in respect of the motor vehicle to a ¹[taxation authority]¹ and shall pay to the ¹[taxation authority]¹ the additional tax payable under section 8. On receipt of such additional tax, the ¹[taxation authority]¹ shall issue to such owner or person a fresh ¹[taxation card]¹ in place of the ¹[original taxation card]¹ and shall cause an entry about such payment to be made in the ¹[taxation card]¹.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

(3) Such owner or person shall, at the time of making payment of the tax under sub-section (1) or the additional tax under sub-section (2), produce before the ¹[taxation authority]¹ a valid certificate of insurance in respect of the vehicle complying with the requirements of Chapter VIII of the Motor Vehicles Act, 1939.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

7. Refund of tax.- (1) Where a tax on any motor vehicle has been paid for any period and it is proved to the satisfaction of the prescribed authority that the vehicle has not been used during the whole of that period, or a continuous part thereof, not being less than one calendar month, a refund shall be made of such portion of the tax and subject to such conditions as may be prescribed.

(2) When a motor vehicle in respect of which the tax has been paid is altered in such manner as to cause it to become a vehicle in respect of which the tax is leviable at a lower rate, the person who has paid such tax shall be entitled on the production of a certificate signed by a registering authority stating that the vehicle had been so altered to a refund of a sum equal to the difference between the amount which would be refundable to him in accordance with the provisions of sub-section (1), on the surrender of the ¹[taxation card]¹ and the amount of the tax leviable on such vehicle at the lower rate.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

¹[(3) Notwithstanding anything contained in sub-sections (1) and (2), where tax has been paid under sub-section (3) of section 4, the registered owner who has paid such tax shall be entitled to a refund of tax at the rate specified in ²[Part C, ³[Part C, Part CC, Part C1, Part C2 and Part C3]³ and Part C4]² as the case may be]³ of the schedule in the case of,—

(i) removal of the vehicle to any other State on transfer of ownership or change of address; or

(ii) cancellation of registration of vehicle on account of scrapping of such vehicle due to accidents or other causes:

Provided that in the case of removal of vehicle outside the State of Karnataka on transfer of ownership or on change of address the refund of tax will be considered only after receipt of proof for having effected the transfer of ownership or change of address.

(4) Where a tax on any motor vehicle is paid in excess of the tax payable, the excess payment of tax so made may be adjusted towards any of the subsequent periods in respect of which the tax is due.]¹

1. Sub-sections (3) and (4) Inserted by Act 8 of 1986 w.e.f. 1.4.1986.

2. Substituted by Act 7 of 1995 w.e.f. 1.4.1995.

3. Substituted by Act 12 of 2005 w.e.f. 1.4.2005.

¹[(5) Notwithstanding anything contained in this Act and the Rules made thereunder, no refund of tax shall be allowed in respect of vehicles classified as Vintage or Classic cars where the tax is paid for the life time of the vehicle as per sub-section (1) of Section 3 of the Act, either on removal of the vehicle to any other State on transfer of ownership or on change of address or on the cancellation of registration.]¹

²[**Explanation.**—For the purpose of this section tax includes surcharge and additional surcharge payable under sections 3A and 3B.]²

1. Inserted by Act 10 of 1991 w.e.f. 1.4.1991.

2. Inserted by Act 28 of 1984 w.e.f. 5.5.1984.

8. Payment of additional tax.— When any motor vehicle in respect of which a tax has been paid is altered or proposed to be used in such a manner as to cause the vehicle to become a vehicle in respect of which a higher rate of tax is payable, the registered owner or person who is in possession or control of such vehicle shall pay an additional tax of a sum

which is equal to the difference between the tax already paid and the tax which is payable in respect of such vehicle for the period for which the higher rate of tax is payable in consequence of its being altered or so proposed to be used and the '[taxation authority]'¹ shall not grant a fresh '[taxation card]'¹ in respect of such vehicle so altered or proposed to be so used until such amount of tax has been paid.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

¹[8A. Collection of tax escaping payment.- If at any time it is found that the amount of tax paid for any period in respect of any motor vehicle falls short of the tax payable under this Act, then, notwithstanding any incorrect entry or the absence of any entry in the certificate of registration relating to the motor vehicle regarding the tax payable in respect of such vehicle or the issue of a taxation card or an entry having been made in such taxation card regarding the payment of tax for such period, the taxation authority may, after notice to the registered owner or person having possession or control of the motor vehicle and giving him an opportunity of being heard recover the difference between the tax so paid and the tax payable by such owner or person.]¹

1. Inserted by Act 38 of 1976 w.e.f. 1.1.1977.

¹[8B. Further Additional Tax for misuse of Motor Vehicle.- When any motor vehicle in respect of which tax has been paid is misused or used not in accordance with the purpose for which the vehicle is registered or the permit is granted or is used in such manner as to cause the vehicle to become a vehicle in respect of which a higher rate of tax is payable, the registered owner or person who is in possession or control of such vehicle, shall for such misuse other than the one under sub-section (4) of section 3, pay a further additional tax of a sum which is equal to double the difference between the tax already paid and the tax which is payable in respect of such vehicle for the period for which the higher rate of tax is payable in consequence of its being misused or used not in accordance with the purpose for which the vehicle is registered or the permit is granted.]¹

1. Inserted by Act 14 of 1989 w.e.f. 1.4.1989.

9. Liability to pay arrears of tax.- (1) If the tax leviable in respect of any motor vehicle remains unpaid by any person liable for the payment thereof and such person before having paid the tax has transferred the ownership of such vehicle or has ceased to be in possession or control of such vehicle,

the person to whom the ownership of the vehicle has been transferred or the person who has possession or control of such vehicle shall be liable to pay the said tax to the ¹[taxation authority]¹.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

(2) Nothing contained in this section shall be deemed to affect the liability of the person, who has transferred the ownership or has ceased to be in possession or control of the vehicle, to pay the said tax.

10. Levy of tax, etc., in the case of fleet owner.- ¹[Notwithstanding anything contained in sections 3, 6 and 7 a tax shall be levied ²[on the gross revenue from fares and freights of Public Service Vehicles owned by a fleet owner at the rates of,-

(i) ³[five percentum]³ in respect of [public service vehicles referred to in the explanation to clause (aa) of sub-section (1) of section 2] operating within the limits of a city and within the radius of twenty five kilometers from the limits of the city as defined in clause (4) of section 2 of the Karnataka Municipal Corporations Act, 1976, (Karnataka Act 14 of 1976); and

(ii) ³[seven percentum]³ in other cases.]²¹

1. Substituted by Act 8 of 1986 w.e.f. 1.4.1986.

2. Substituted by Act 8 of 1997 w.e.f. 1.4.1997.

3. Substituted by Act 9 of 2003 w.e.f. 1.4.2003.

(a) In order to determine the amount of tax payable by a fleet owner in any year, before the commencement of such year, the fleet owner shall first make and deliver to the ¹[taxation authority]¹ a preliminary declaration in the prescribed form ²[estimated gross revenue from fares and freights]² in respect of the transport vehicles liable to tax under this Act kept by him ¹[on the last day of January]¹ of the year immediately preceding the year for which such declaration is made. Such declaration shall be accompanied by a certificate of final assessment of tax, if any, issued by the ¹[taxation authority]¹ for such previous year and such other documents as may be prescribed.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

2. Substituted by Act 8 of 1986 w.e.f. 1.4.1986.

¹[(b) As soon as may be after receipt of such preliminary declaration, the taxation authority shall, on the basis of such declaration determine the amount of tax to be paid provisionally by such fleet owner at ²[five percentum or seven percentum as the case may be]² of the estimated

revenue by way of fares and freights declared for the said year under clause (a) of this section and communicate the same to the fleet owner by issuing a certificate of provisional assessment of tax for the year in such form as may be prescribed.]¹

1. Substituted by Act 8 of 1986 w.e.f. 1.4.1986.

2. Substituted by Act 5 of 1999 w.e.f. 1.4.1999 and again Substituted by Act 9 of 2003 w.e.f. 1.4.2003.

¹[(c) The amount of tax provisionally determined under clause (b) shall be paid by the fleet owner within such period from the date of receipt of the certificate of provisional assessment and in such number of instalments not exceeding twelve as the taxation authority may specify.]¹

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

(d) ¹[The fleet owner shall, after the close of the year]¹ fill up and sign a final declaration in the prescribed form ²[along with a certified copy of the audited accounts of the fares and freights collected during that year]² in respect of the transport vehicles liable to tax under this Act kept by him ¹[during that year]¹ and shall deliver within the prescribed time the final declaration so filled in and signed to the ¹[taxation authority]¹. Such declaration shall be accompanied by the certificate of provisional assessment of tax issued by the ¹[taxation authority]¹ for the year and such other documents as may be prescribed.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

2. Substituted by Act 8 of 1986 w.e.f. 1.4.1986.

¹[(e) On receipt of such final declaration in the prescribed form along with a certified copy of the audited accounts of fares and freights collected during that year and such other particulars as may be deemed necessary, the Taxation Authority shall finally determine the amount of tax leviable at the rate specified under this section on public service vehicle of such fleet owner and by issuing a certificate of final assessment of tax for the year in such form, as may be prescribed.]¹

1. Substituted by Act 7 of 1995 w.e.f. 1.4.1995.

(f) When the amount of tax is finally determined under clause (e) taking into consideration the amount paid by the fleet owner under clause (c), the difference that may be due shall be paid by, or refunded to, the fleet owner in such manner and within such time as may be prescribed:

¹[Proviso x x x]¹

1. Omitted by Act 38 of 1976 w.e.f. 1.1.1977.

¹[Provided that the fleet owner shall be entitled to a proportionate reduction in the amount of tax finally determined, in respect of any motor vehicle which is certified by the Commissioner of Transport as not used for a period of one calendar month or more subject to the condition that the fleet owner has intimated the fact of non-user of the motor vehicle to the Commissioner for Transport within seven days of the date of commencement of the period of non-user.]¹

1. Inserted by Act 39 of 1981 w.e.f. 12.8.1981.

(g) Within thirty days of the transfer of ownership of any of his transport vehicles, the fleet owner shall report the transfer to the ¹[taxation authority]¹

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977..

(h) The ¹[taxation authority]¹ may, for the purposes of this section, require the fleet owner to produce before him any transport vehicle or any accounts, registers, records, or other documents or to furnish any information or may examine the vehicles or the accounts, registers, records or other documents and the fleet owner shall comply with any such requirement made of him.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

¹[10-A. Levy of cess in the case of fleet owner.- (1) There shall be levied and collected by way of cess for the purpose of various infrastructure projects across the State, equity investment in Bangalore Mass Rapid Transit Limited and establishing a Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi in the proportion of 57:28:15 respectively a tax at the rate of ten percentum of the tax levied under section 10 on public Service vehicles owned by a fleet owner.

(2) The cess levied under sub-section (1) shall be in addition to any tax levied under section 10.

(3) The provisions of the Act and the rules made thereunder including those relating to refund or exemption from tax shall, so far as may be, apply in relation to the levy, assessment and collection of the cess payable under sub-section (1), as they apply in relation to the levy, assessment and collection of motor vehicles tax levied under section 10]¹

1. Inserted by Act 2 of 2004 w.e.f. 1.2.2004.

¹[³**10AA.]**³ **Tax free taxation card.**- Notwithstanding anything contained in the preceding sections, a motor vehicle exempted from tax ²[x x x]² under section 16, shall carry in the vehicle a tax free taxation card, obtained from a taxation authority on payment of the prescribed fee.]¹

1. Inserted by Act 38 of 1976 w.e.f. 1.1.1977.

2. Omitted by Act 39 of 1981 w.e.f. 12.8.1981.

3. Renumbered by Act 2 of 2004 w.e.f. 1.2.2004.

11. Power of an officer of Police or the Motor Vehicles Department to stop a motor vehicle.- Any Police Officer or officer of the Motor Vehicles Department, in uniform, not below such rank as may be prescribed by the State Government in this behalf, may require the driver of any motor vehicle in any public place to stop such vehicle and cause it to remain stationary so long as may reasonably be necessary for the purpose of satisfying himself that the amount of the tax due in accordance with the provisions of this Act in respect of such vehicle has been paid.

¹**11A. Power to ²[seize, detain and sell]² vehicles.**- ³[(1)]³ Without prejudice to the provisions of sections 13 and 14, where any tax due in respect of any motor vehicle has not been paid within the period specified in section 4, such officer,—

(i) of the Motor Vehicles Department not below the rank of an Inspector of Motor Vehicles; or

(ii) of the Police Department not below the rank of an Inspector of Police, as the State Government may empower in this behalf, may, subject to such rules as may be prescribed, seize and detain such vehicle and for this purpose, take or cause to be taken all steps for the safe custody of the vehicle, until the tax due in respect of the vehicle is paid.]¹

1. Inserted by Act 38 of 1976 w.e.f. 1.1.1977.

2. Substituted by Act 32 of 1987 w.e.f. 13.11.1987.

3. Renumbered by Act 32 of 1987 w.e.f. 13.11.1987.

¹[(2) If the tax due in respect of the vehicle seized and detained under sub-section (1), is not paid within thirty days from the date of such seizure and detention, the officer empowered by the State Government may, after giving a notice in writing to the registered owner and the person who had the possession or control of the vehicle immediately before such seizure and detention, and considering their objections, if any, recover the tax due by sale of such vehicle in the manner prescribed:

Provided that the vehicle shall not be sold if the tax due is paid at any time before sale.]¹

1. Inserted by Act 32 of 1987 w.e.f. 13.11.1987.

12. Penalties.- (1) Whoever,—

- (a) as a registered owner or otherwise has possession or control of any motor vehicle liable to tax under this Act without having paid the amount of the tax or additional tax due in accordance with the provisions of this Act in respect of such vehicle; or
- (b) delivers a declaration or additional declaration wherein the particulars required by or under this Act to be therein set forth are not fully and truly stated;

shall, on conviction, be punishable with fine which shall not be less than a sum equal to the quarterly tax payable in respect of such vehicle and which may extend to a sum equal to the annual tax payable in respect of such vehicle; and in the event of such person having been previously convicted of an offence under this section with fine which shall not be less than a sum equal to the tax payable in respect of such vehicle for two quarters and which may extend to a sum equal to twice the annual tax payable in respect of such vehicle; and the amount of any tax due shall be recoverable as if it were a fine.

¹[(2) x x x]¹

1. Omitted by Act 38 of 1976 w.e.f. 1.1.1977.

(3) Whoever,—

- (a) contravenes the provisions of sub-section (3) of section 5; or
- (b) fails to stop a motor vehicle when required to do so by any officer under section 11,

shall on conviction be punishable with fine which may extend to fifty rupees.

(4) Whoever contravenes any of the provisions of this Act other than those punishable under sub-sections (1) and (3) shall, on conviction, be punishable with fine which may extend to one hundred rupees.

¹**12A. Trial of offences.-** No court inferior to that of a Metropolitan Magistrate or a Judicial Magistrate of the First Class shall try an offence punishable under this Act or any rule made thereunder.

12B. Composition of offences.- The prescribed officer may accept, in the prescribed manner, from any person who has committed or is

reasonably suspected of having committed an offence punishable under sub-sections (1) and (3) of section 12 such sum of money as may be prescribed, by way of composition of the offence which such person has committed or is reasonably suspected of having committed and on the payment of such sum of money to the prescribed officer such person, if in custody, shall be set at liberty and no further proceedings shall be taken against such person with reference to the same act.]¹

1. Sections 12A & 12B inserted by Act 38 of 1976 w.e.f. 1.1.1977.

13. Tax leviable as arrear of land revenue.- Any tax due under this Act shall be leviable as an arrear of land revenue. The motor vehicle in respect of which the tax is due or its accessories may be distrained or sold, whether or not such vehicle or accessories are in the possession or control of the person liable to pay the tax.

14. Transport vehicle permit to be ineffective if tax not paid.- Notwithstanding the provisions of the Motor Vehicles Act, 1939 (Central Act IV of 1939), if the tax or the instalment due in respect of a transport vehicle is not paid within the prescribed period the validity of the permit for the vehicle shall become ineffective from the date of expiry of the said period until such time as the tax is actually paid.

15. Appeals.- Any person, who is aggrieved by any order of a ¹[taxation authority]¹ made under this Act, may within the prescribed time and in the prescribed manner, appeal to the prescribed authority.

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

¹[**15A. Revision.-** The Commissioner for Transport may ²[x x x]² call for and examine the records of any proceedings under this Act of any authority subordinate to him for the purpose of satisfying himself as to the correctness, legality, or propriety of such proceedings and may either annul, reverse, modify or confirm such order or pass such order as he may deem fit:

Provided that no order shall be annulled, reversed or modified except after giving a reasonable opportunity of being heard to the person affected by that order.]¹

1. Inserted by Act 38 of 1976 w.e.f. 1.1.1977.

2. Omitted by Act 39 of 1981 w.e.f. 12.8.1981.

16. Exemption from or reduction of tax.- (1) The State Government, if in its opinion it is necessary in public interest so to do, may by notification

¹[and subject to such restrictions and conditions as may be specified in the notification]¹,—

²[(a) exempt or reduce whether prospectively or retrospectively the tax payable in respect of,—

- (i) any class of motor vehicles, or
- (ii) motor vehicles not used on roads;]²

1. Inserted by Act 29 of 1958 w.e.f. 1.1.1958.

2. Substituted by Act 29 of 1958 w.e.f. 1.1.1958.

(b) reduce the rate of tax payable in respect of any class of motor vehicles plying on any route or routes specified in the notifications.

(2) Every notification under sub-section (1) shall be laid as soon as may be after it is issued, before the State Legislative Assembly while it is in session, for a total period of thirty days which may be comprised in one session or in two or more sessions and if before the expiry of that period, the State Legislative Assembly makes any modification in the notification or directs that the notification shall not have effect, the notification shall thereafter have effect only in such modified form or be of no effect as the case may be.

¹[(3) x x x]¹

1. Omitted by Act 8 of 1987 w.e.f. 1.4.1987.

¹**[16A. Composition of tax.-** (1) Notwithstanding anything contained in section 3, any person liable to pay tax on any motor vehicle under this Act, may at his option, instead of paying tax under the said section, pay such tax by way of composite amount, in respect of such class or classes of motor vehicles, as may be specified by the State Government, by notification, from time to time, subject to such conditions or restrictions as may be specified therein.

(2) Every notification issued under sub-section (1) shall be laid before each House of the State Legislature in the manner specified in sub-section (2) of section 16.]¹

1. Inserted by Act 20 of 1994 w.e.f. 1.4.1994.

CHAPTER III

MISCELLANEOUS

17. Crediting of the proceeds of taxes.- All taxes collected under this Act shall be credited to such Head in the State Accounts as the State Government may by order specify.

¹[17A. x x x]¹

1. Inserted by Act 14 of 1975 w.e.f. 1.4.1975 & Omitted by Act 14 of 1989 w.e.f. 1.4.1989.

18. Utilisation of the proceeds of taxes.- The Head of State Accounts specified under section 17, shall be debited under the order of the State Government, with the following charges, that is to say:-

- (i) such amount as the Government may, by order determine on account of the expenses incurred in giving effect to the provisions of this Act;
- (ii) payments made to local authorities under section 20; and
- (iii) allotments made by the Government for such other purposes as may be consistent with, or necessary for, the more efficient administration of this Act.

19. Local authorities not to levy tax or tolls.- Notwithstanding anything contained in any other law for the time being in force, no local authority shall levy a tax or toll on any motor vehicle registered in the ¹[State of Karnataka]¹ or in any other State in India or in any Union Territory in India, ²[and any law authorising any such levy shall cease to be in force.]²

²[**Explanation.—**For the purposes of this section ‘tax’ means the tax referred to in Entries 52 and 57 of List II of the Seventh Schedule to the Constitution of India.]²

1. Adapted by the Karnataka Adaptations of Laws Order, 1973 w.e.f. 1.11.1973.
2. Inserted by Act 29 of 1958 w.e.f. 1.1.1959.

20. Assignment of proceeds of the tax.- (1) From the proceeds of the tax collected under this Act every year and subject to such conditions as the State Government may specify,-

- (i) there shall be paid to each local authority, which prior to the commencement of this Act was being paid any amount under section 22 of the Mysore Motor Vehicles Taxation and Tolls Act, 1951, or section 9 of the Bombay Motor Vehicles Tax Act, 1935, or section 10 of the Madras Motor Vehicles Taxation Act, 1931, or section 10 of the Coorg Motor Vehicles Taxation Act, 1932, a sum equivalent to the said amount, every year;
- (ii) there shall be paid annually to each local authority which at the commencement of this Act was levying tax or toll or both under any law on motor vehicles, a sum equivalent to the average annual income derived by such local authority during the three years ending on the 31st day of March 1957, from such tax or toll or both, as the case may be.

(2) All sums payable to local authorities under this section shall be expenditure charged on the Consolidated Fund of the State.

21. Protection for bona fide acts.- No suit, prosecution, or other legal proceeding shall lie against any person for anything in good faith done or intended to be done under this Act.

22. Power to make rules.- (1) The State Government may, subject to the condition of previous publication, by notification, make rules for carrying out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, the State Government may make rules for all or any of the following purposes, *viz.*,

(a) to prescribe the manner in which the tax shall be paid;

(b) to prescribe the form of any ¹[taxation card]¹;

1. Substituted by Act 38 of 1976 w.e.f. 1.1.1977.

¹[(bb) to prescribe the manner and procedure in respect of sale of vehicle for recovery of tax under sub-section (2) of section 11A;]¹

1. Inserted by Act 32 of 1987 w.e.f. 13.11.1987.

(c) to prescribe the authority to which, the time within which and the manner in which an appeal may be made under section 15, the fees to be paid in respect of such appeal and the conduct and hearing of such appeal;

(d) to prescribe the conditions in which duplicate ¹[taxation cards]¹ may be granted and the fee payable for such grant.

1. Substituted by Act 38 of 1977 w.e.f. 1.1.1977.

(3) Any rule made under this section may provide that a breach thereof shall, on conviction, be punishable with fine which may extend to fifty rupees.

(4) All rules made under this Act shall be laid, as soon as may be, after they are made, before the State Legislative Assembly while it is in session for a total period of thirty days which may be comprised in one session or in two or more Sessions and if, before the expiry of the said period, the State Legislative Assembly makes any modification in the rules or directs that any rule shall not have effect, the rules shall thereafter have effect, only in such modified form or be of no effect, as the case may be.

23. Repeal and saving.- The Mysore Motor Vehicles Taxation and Tolls Act, 1951 (¹[Karnataka]¹ Act XII of 1951), as in force in the Mysore Area, the

Madras Motor Vehicles Taxation Act, 1931 (Madras Act III of 1931), as in force in the ¹[Mangalore and Kollegal Area]¹, the Bombay Motor Vehicles Tax Act, 1935 (Bombay Act XXXIV of 1935), as in force in the ¹[Belgaum Area]¹, the Hyderabad Motor Vehicles Taxation Act, 1955 (Hyderabad Act VI of 1955), as in force in the ¹[Gulbarga Area]¹, the Coorg Motor Vehicles Taxation Act, 1932 (Coorg Act I of 1932), as in force in the Coorg District, the Madras Motor Vehicles Taxation of Passengers and Goods Act, 1952 (Madras Act XVI of 1952), as in force in the ¹[Mangalore and Kollegal Area]¹ and the Madras Motor Vehicles Taxation of Passengers and Goods Act, 1952 (Madras Act XVI of 1952) as in force in the Bellary District are hereby repealed:

Provided that such repeal shall not affect,—

- (a) the previous operation of the said enactments or anything duly done or suffered thereunder; or
- (b) any right, privilege, obligation or liability acquired, accrued or incurred under the said enactments; or
- (c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the said enactments; or
- (d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, forfeiture or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed as if this Act had not been passed:

Provided further that any tax token or tax license issued under any of the repealed enactments shall continue to be valid for the period for which such token or license has been issued as if it were a tax license issued under this Act.

1. Adapted by the Karnataka Adaptations of Laws Order, 1973 w.e.f. 1.11.1973 .

¹[SCHEDULE

1. Substituted by Act 8 of 1996 w.e.f. 1.4.1986.

PART 'A'

[See Section 3(1)]

| Item No. | Class of vehicles | Quarterly tax for vehicles fitted with pneumatic tyres |
|---|-------------------|--|
| 1 | 2 | 3 |
| | | Rs.Ps |
| ¹ [1. Motor Cycles (including Motor Scooters and Cycles with attachment of propelling the same by mechanical power) owned by Central Government Employees or Defence Personnel | | 25.00] ¹ |
| | | 1. Substituted by Act 8 of 1997 w.e.f. 1.4.1997. |
| 2. Invalid carriages | | 10.00 |
| ¹ [3. ¹ [Goods Vehicles including mobile canteen, mobile library van, mobile workshop, mobile clinic, X-Ray van, Cash van | | |
| (1) Vehicles in weight laden:- | | |
| (a) Exceeding ² [1500 kgs] ² . | | |
| but not exceeding 3000 kgs. | | 800-00 |
| (b) Exceeding 3000 kgs. | | |
| but not exceeding 5500 kgs | | 1200-00 |
| (c) Exceeding 5500 kgs. | | |
| but not exceeding 12000 kgs. | | 1800-00 |
| (d) Exceeding 12000 kgs. | | |
| but not exceeding 15000 kgs. | | 2200-00 |
| (e) Exceeding 15000 kgs | | 2200-00" |
| | | plus Rs. 75-00 for every 250 kgs or part thereof in excess of 15000 Kgs] ¹ |

1. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[(2) Additional tax payable in respect of goods vehicles specified in paragraph (1) used for drawing trailers for each trailer in weight laden,—

for every 1000 Kgs. or part thereof - Rs. 100-00

Provided that two or more goods vehicles shall not be chargeable under this item in respect of the same trailer.]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[3A. Multiaxled Goods Vehicles other than articulated vehicles for which tax is levied under item No. 10 having weight laden exceeding 15000 kgs.

²[2200.00

plus Rs. 75-00 for every 250 kgs. or part thereof in excess of 15000 kgs.]]¹

1. Item 3A inserted by Act 12 of 1993 w.e.f. 1.4.1993.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002 and Substituted by Act 12 of 2005 w.e.f. 1.4.2005.

4. Motor Vehicles other than those mentioned in item 5, 6, 7, 8 and 9 plying for hire and used for Transport of passengers.

¹[(1) Vehicles permitted to carry excluding driver),—

²[(a) xxx]²

³[(b) Not more than five passengers (motor cab), for every passenger 100.00]³

²[(d) x x x

(e) x x x]²]¹

1. Substituted by Act 12 of 1993 w.e.f. 1.4.1993.

2. Sub-items (a) (d) and (e) omitted by Act 7 of 1995 w.e.f. 1.4.1995..

3. Clause (b) and (c) substituted by Act 6 of 2000 w.e.f. 1.4.2000.

¹[²2(a)]² Vehicles permitted to carry more than 12 passengers (other than the driver and conductor) and plying exclusively on routes within the limits of cities and towns notified by the Government, for every passenger which the vehicle is permitted to carry.

²[300.00]²¹

1. Inserted by Act 12 of 1993 w.e.f. 1.4.1993 and renumbered as clause (a) by Act 7 of 2001 w.e.f. 1.4.2001
2. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

¹[(b) For every standing passenger, which the vehicle is permitted to carry

Rs. 100.00]¹

1. Inserted by Act 7 of 2001 w.e.f. 1.4.2001.

¹[(3) Vehicles permitted to carry more than 12 passengers (other than the Driver and Conductor),

(a) for every seated passenger, which the vehicle is permitted to carry

²[500.00]²

(b) for every standing passenger which the vehicle is permitted to carry

100.00]¹

1. Substituted by Act 12 of 1993 w.e.f. 1.4.1993.
2. Substituted by Act 7 of 2001 w.e.f. 1.4.2001 & again substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[(3A) x x x]¹

1. Inserted by Act 8 of 1987 & omitted by Act 10 of 1991 w.e.f. 1.4.1991.

¹[(4) Vehicles permitted to carry six

passengers (motor cabs and Maxicabs);—

(a) having a floor area not exceeding six square meters for every square meter

³[750.00]³

(b) having a floor area exceeding six square meters for every square meter

²[700.00]²¹

1. Sub-Item (4) inserted by Act 7 of 1995 w.e.f. 1.4.1995.
2. Substituted by Act 5 of 1999 w.e.f. 1.4.1999 & again Substituted by Act 4 of 2002 w.e.f. 1.4.2002.
3. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[5

| | | |
|----------------------|---|-----------------------|
| ¹ [(a)(i) | Motor vehicles (contract carriages) plying for hire or reward and constructed or adopted to carry more than 12 passengers (excluding-driver and conductor/ attendant) and covered by permit issued under section 74 of the Motor Vehicles Act, 1988 and complying with rule 151(2) of the Karnataka Motor Vehicles Rules, 1989, for every passenger | 750-00 |
| (ii) | Motor vehicles(contract carriages) plying for hire or reward and constructed or adopted to carry more than 12 passengers (excluding-driver and conductor/ attendant) and covered by permit issued under section 74 of the Motor Vehicles Act, 1988 and complying with rule 128 of the Central Motor Vehicles Rules, 1989, for every passenger | 2000-00] ¹ |

1. Sub-item (a) substituted by Act 9 of 2003 w.e.f. 1.4.2003.

| | | |
|-----|--|----------------------|
| (b) | Motor vehicles plying for hire or reward constructed or adapted to carry more than 12 passengers (excluding driver and conductor/ attendant) and complying with rule 151(2) of the Karnataka Motor Vehicles Rules, 1989 and covered by special permit issued under section 88 (8) of the Motor Vehicles Act, | 600.00] ¹ |
|-----|--|----------------------|

1. Sub-Item (5) substituted by Act 8 of 1997 w.e.f. 1.4.1997.

¹[6. ²[(a)]² Motor vehicles (Luxury buses), plying for hire or reward, constructed or adapted to carry more than twelve passengers (excluding driver and conductor/ attendant) and complying with rule 128 of Central Motor Vehicles Rules, 1989 or Motor Vehicles with permits granted under the Motor Vehicles (All India Permit for Tourist-Transport Operators) Rules 1993, plying hire or reward permitted to carry more than twelve passengers (excluding Driver and Conductor or Attendant)

For every passenger

³[2000.00]³]¹

1. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

2. Renumbered by Act 12 of 2005 w.e.f. 1.4.2005.

3. Substituted by Act 4 of 2002 & again substituted by Act 9 of 2003 w.e.f. 1.4.2003.

¹[(b) Air conditioned Integral/ Monocoque motor vehicle having 160 HP and above and complying Rule 128 of Central Motors Vehicles Rules 1989 or the Motor Vehicles (All India Permit for Tourist Transport operators) Rules 1993 covered by All India permits issued under sub-section (9) of section 88 of the Motor Vehicles Act, 1988 and plying for hire or reward permitted to carry more than twelve passengers (excluding Driver and Conductor/Attendant) for every passenger:

Rs.1500-00]¹

1. Inserted by Act 12 of 2005 w.e.f 1.4.2005.

¹[7. Campers van used for hire or reward based on floor area for every square meter

²[3000.00]²¹

1. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

2. Substituted by Act 4 of 2002 & again substituted by Act 9 of 2003 w.e.f. 1.4.2003

²[8. *Omni buses and private service vehicles:—*

(a) ¹[x x x]¹

1. Omitted by Act 8 of 1997 w.e.f. 1.4.1997.

¹[(b) Having floor area exceeding 5 square metres, but not exceeding 6 square metres, for every square metre

¹[800.00]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

(c) Having floor area exceeding 6 square metres but not exceeding 9 square metres, for every square metre

¹[850.00]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

(d) Having floor area exceeding 9 square metres but not exceeding 12 square metres, for every square metre

¹[950.00]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

(e) Having floor area exceeding 12 square metres, for every square metre

²[1100.00]²¹

1. Clause (b) to clause (e) Substituted by Act 6 of 2000 w.e.f. 1.4.2000.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

- | | |
|--|------------------------------------|
| (f) (i) Owned by schools and exclusively used for conveyance of school children and staff of such schools, for every square metre of floor area | 20.00 |
| (ii) Owned by other Educational Institutions and exclusively used for conveyance of students and staff of such institutions, for every square metre of floor area | 80.00 |
| (iii) Owned by the Driving Training Schools, and exclusively used for Driving Training, for every square metre of floor area. | ⁴ [200.00] ⁴ |
| (iv) Omni buses owned by religious or charitable institutions for imparting moral, spiritual education or used for charitable purpose, and registered and recognised as such by Endowment Commissioner or Charity Commissioner or approved by the Government of Karnataka, for every square metre of floor area. | 150.00] ² |

¹[8A. Omini Buses and Private Service Vehicles held under lease agreement with industrial undertakings or companies for the purposes of providing transport conveyance to their employees from residence to factories/ companies vice-versa and such industrial undertakings or companies being holder of permit of such vehicles.

- | | |
|--|-------------------------------------|
| (a) Having floor area exceeding 5 square metres, but not exceeding 6 square metres, for every square metre | ¹ [1000.00] ¹ |
|--|-------------------------------------|

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002

- | | |
|---|-------------------------------------|
| (b) Having floor area exceeding 6 square metres but not exceeding 9 square metres, for every square metre | ¹ [1050.00] ¹ |
|---|-------------------------------------|

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002

- (c) Having floor area exceeding 9 square metres but not exceeding 12 square metres, for every square metre ¹[1150.00]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002

- (d) Having floor area exceeding 12 square metres, for every square metre ²[1300.00]²¹

1. Item 8A inserted by Act 6 of 2000 w.e.f. 1.4.2000.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002

- ¹[9. Ambulance or Hearse van used for hire or reward 250.00]¹

1. Inserted by Act 12 of 1983 w.e.f. 1.4.1993

10. Motor Vehicles not themselves constructed to carry any load (other than water, fuel, accumulators and other equipment used for the purpose of propulsion, loose tools and loose equipment) used for haulage solely and weighing together with the largest number of trailers proposed to be drawn in weight laden,-

- (a) Not exceeding 3000 kgs. 195.00

- (b) Exceeding 3000 kgs. but not exceeding 5000 kgs. 360.00

- (c) Exceeding 5000 kgs. but not exceeding 7000 kgs. 780.00

- (d) Exceeding 7000 kgs. but not exceeding 9000 kgs. 1365.00

- (e) Exceeding 9000 kgs. but not exceeding 12000 kgs. 1625.00

- ¹[(f) Exceeding 12,000 kgs. but not exceeding 15,000 kgs. 1,785.00

- (g) Exceeding 15,000 kgs. ²[2300.00

plus Rs. 75 for every 250 kgs. or part thereof in excess of 15,000 kgs.]¹²

1. Substituted by Act 12 of 1990 w.e.f. 1.4.1990.

2. Substituted by Act 7 of 1992 w.e.f. 1.4.1992 and Substituted by Act 4 of 2002 w.e.f. 1.4.2002 and again Substituted by Act 12 of 2005 w.e.f. 1.4.2005.

| | |
|--|--|
| ¹ [11. ² [Motor Vehicles registered as Cranes, Mobile Cranes, Tower-Wagons, Tree Trimming Vehicles fitted with air compressor or Generator for every 1000 Kgs. or part thereof in weight unladen.]] ² | 200.00] ¹ |
| 1. Substituted by Act 12 of 1990 w.e.f. 1.4.1990. | |
| 2. Substituted by Act 7 of 2001 w.e.f. 1.4.2001. | |
| 12. Fire Engines, Fire tenders and road water sprinklers in weight laden,— | |
| ¹ [(1) For every 1000 Kgs. or part thereof | 100.00] ¹ |
| 1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002. | |
| ¹ [(2) For every 1000 Kgs. or part thereof | 30.00] ¹ |
| 1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002. | |
| ¹ [13. Motor vehicles mounted with Drilling Rigs or mounted with Air Compressor with drilling rig unit. | ² [3000.00] ²] ¹ |
| 1. Substituted by Act 12 of 1993 w.e.f. 1.4.1993. | |
| 2. Substituted by Act 7 of 2001 w.e.f. 1.4.2001. | |
| ¹ [14 (1) (xxx)] ¹ | |
| 1. Sub-item (1) Omitted by Act 4 of 2002 w.e.f. 1.4.2002. | |
| (2) Motor Cars including Jeeps owned by Central Government Employees or defence personnel. | 187.50 |
| ¹ [¹ [15.(xxx)] ¹ | |
| 1. Omitted by Act 4 of 2002 w.e.f. 1.4.2002. | |
| 15A. Imported cars of the year 1981 and later models manufactured or assembled outside India and owned by the persons other than companies, in weight unladen,— | |
| (a) Not exceeding 1500 kgs. | 1000.00 |
| (b) Exceeding 1500 kgs. but not exceeding 2000 kgs. | 1060.00 |
| (c) Exceeding 2000 kgs. but not exceeding 3000 kgs. | 1220.00 |

| | |
|--|---------------------|
| (d) Exceeding 3000 kgs. but not exceeding 4000 kgs. | 1420.00 |
| (e) Exceeding 4000 kgs. but not exceeding 5000 kgs. | 1620.00 |
| (f) Exceeding 5000 kgs. | 1820.00 |
| (c) Additional Tax Payable in respect of such vehicles used for drawing trailers | 50.00] ¹ |

1. Items 15 and 15A Substituted by Act 12 of 1990 w.e.f. 1.4.1990.

¹[16. ²[(i) ³[x x x]³ ⁴[Campers van not used for hire or reward and motor vehicles other than those liable to tax under the foregoing provisions of the schedule, in weight unladen,—]⁴

| | |
|---|-----------------------|
| (a) Not exceeding 1500 kgs. | 150.00 |
| (b) Exceeding 1500 kgs. but not exceeding 2000 kgs. | 175.00 |
| (c) Exceeding 2000 kgs. but not exceeding 3000 kgs. | 275.00 |
| (d) Exceeding 3000 kgs. but not exceeding 4000 kgs. | 375.00 |
| (e) Exceeding 4000 kgs. but not exceeding 5000 kgs. | 575.00 |
| (f) Exceeding 5000 kgs. but not exceeding 6000 kgs. | 875.00 |
| (g) Exceeding 6000 kgs. but not exceeding 7000 kgs. | 975.00 |
| (h) Exceeding 7000 kgs. | 1075.00] ² |

(ii) Additional tax payable in respect of such vehicle other than Camper Van used for drawing trailers —

| | |
|--|-------|
| (a) for each trailer not exceeding 1000 kgs. | 30.00 |
| (b) for each trailer exceeding 1000 kgs. | 40.00 |

(iii) Additional tax payable in respect of such vehicles used for drawing campers trailers

—

| | |
|---|----------------------|
| (a) For each trailer not exceeding 1000 kgs. | 100.00 |
| (b) For each trailer exceeding 1000 kgs. but not exceeding 2000 kgs. | 200.00 |
| (c) For each trailer exceeding 2000 kgs. but not exceeding 3000 kgs. | 300.00 |
| (d) For each trailer exceeding 3000 kgs. but not exceeding 4000 kgs. | 400.00 |
| (e) For each trailer exceeding 4000 kgs. but not exceeding 5000 kgs. | 500.00 |
| (f) For each trailer exceeding 5000 kgs. but not exceeding 6000 kgs. | 600.00 |
| (g) Exceeding 6000 kgs. | 700.00] ¹ |

1. Substituted by Act 10 of 1991 w.e.f. 1.4.1991.

2. Substituted by Act 20 of 1994 w.e.f. 1.4.1994.

3. Omitted by Act 7 of 1995 w.e.f. 1.4.1995.

4. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

¹[PART A1

(See section 3 (1))

LIFE TIME TAX FOR TWO WHEELERS- PART A1

| Item No. | Class of Vehicles | vehicles not exceeding 75 cc whose cost does not exceed Rs.50,000 | vehicles exceeding 75 cc but not 300 cc whose cost does not exceed Rs.50,000 | vehicles exceeding 300 cc or Motor Cycles attached with side car or trailer whose cost does not exceed Rs.50,000 | Motor cycles cost of which exceeds Rs.50,000 |
|----------|---|---|--|--|--|
| 1 | 2 | 3 | 4 | 5 | 6 |
| A | At the time of Registration of New Vehicles | 7 percent of Cost of the Vehicle | 7 percent of Cost of the Vehicle | 7 percent of Cost of the Vehicle | 9 percent of Cost of the Vehicle |

| B | If the vehicle is already registered and its age from the month of Registration is: | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A |
|------|---|--|--|--|--|
| (1) | Not More than 2Years | 93% | 93% | 93% | 93% |
| (2) | More than 2Years but not more than 3Years | 87% | 87% | 87% | 87% |
| (3) | More than 3Years but not more than 4 Years | 81% | 81% | 81% | 81% |
| (4) | More than 4Years but not more than 5 Years | 75% | 75% | 75% | 75% |
| (5) | More than 5Years but not more than 6Years | 69% | 69% | 69% | 69% |
| (6) | More than 6Years but not more than 7Years | 64% | 64% | 64% | 64% |
| (7) | More than 7Years but not more than 8Years | 59% | 59% | 59% | 59% |
| (8) | More than 8Years but not more than 9Years | 54% | 54% | 54% | 54% |
| (9) | More than 9Years but not more than 10Years | 49% | 49% | 49% | 49% |
| (10) | More than 10Years but not more than 11Years | 45% | 45% | 45% | 45% |
| (11) | More than 11Years but not more than 12Years | 41% | 41% | 41% | 41% |
| (12) | More than 12Years but not more than 13Years | 37% | 37% | 37% | 37% |
| (13) | More than 13Years but not more than 14Years | 33% | 33% | 33% | 33% |
| (14) | More than 14Years but not more than 15Years | 29% | 29% | 29% | 29% |
| (15) | More than 15Years | 25% | 25% | 25% | 25% |

Note :-

1. In respect of vehicles for which lifetime tax was due prior to the 1st day of April 2005, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. In case of motor vehicles registered in other States prior to the 1st day of April, 2005 and migrated to the State of Karnataka after that day, tax shall be levied as per part-A1 as existed prior to such day.
3. Purchase invoice for the levy of tax under this part shall be produced in respect of vehicles which are registered on or after 1st day of April, 2005.]¹

1. Substituted by Act 7 of 2001 w.e.f. 1.4.2001 and again substituted by Act 12 of 2005 w.e.f. 1.4.2005.

B. If the Vehicle is already registered and its age from the month of Registration is:—

| | | | |
|--|---------|---------|---------|
| (1) Not more than 2 years | 1055.00 | 2400.00 | 3360.00 |
| (2) More than 2 years but not more than 3 years | 1010.00 | 2300.00 | 3220.00 |
| (3) More than 3 years but not more than 4 years | 965.00 | 2200.00 | 3080.00 |
| (4) More than 4 years but not more than 5 years | 920.00 | 2100.00 | 2940.00 |
| (5) More than 5 years but not more than 6 years | 875.00 | 2000.00 | 2800.00 |
| (6) More than 6 years but not more than 7 years | 830.00 | 1900.00 | 2660.00 |
| (7) More than 7 years but not more than 8 years | 785.00 | 1800.00 | 2520.00 |
| (8) More than 8 years but not more than 9 years | 740.00 | 1700.00 | 2380.00 |
| (9) More than 9 years but not more than 10 years | 695.00 | 1600.00 | 2240.00 |
| (10) More than 10 years but not more than 11 years | 650.00 | 1500.00 | 2100.00 |
| (11) More than 11 years but not more than 12 years | 605.00 | 1400.00 | 1960.00 |

| | | | |
|---|--------|---------|---------|
| (12) More than 12 years but not more than 13 years | 560.00 | 1300.00 | 1820.00 |
| (13) More than 13 years but not more than 14 years | 515.00 | 1200.00 | 1680.00 |
| (14) More than 14 years but not more than 15 years | 470.00 | 1100.00 | 1540.00 |
| (15) More than 15 years | 425.00 | 1000.00 | 1400.00 |

²[**Note:—** 1. In respect of vehicles for which the lifetime tax due prior to the first day of April 2001 is due but has not been paid such tax shall be collected at the rates existing prior to the first day April of 2001.]

2. The rates specified in this part shall not apply to vehicles owned by Central Government Employees or Defence Personnel.]²¹

1. Part-A1 Substituted by Act 8 of 1997 w.e.f. 1.4.1997.

2. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

¹[**PART—A2**]¹

[See Section 3(1)]

| <i>Item</i> | | | | <i>Power</i> |
|-------------|---|-----------------|-----------------|------------------------|
| <i>No.</i> | <i>Class of Vehicles</i> | <i>Tractors</i> | <i>Trailers</i> | <i>Tiller Trailers</i> |
| 1 | 2 | 3 | 4 | 5 |
| | | Rs. Ps. | Rs. Ps. | Rs. Ps. |
| | Tractors, Trailers and Power tiller trailers specified in the second proviso to sub-section (1) of section 3. | | | |
| (A) | At the time of registration of new vehicles. | 1,500.00 | 500.00 | 500.00 |
| (B) | If the vehicle is already registered and its age from the month of registration is:— | | | |
| 1. | Not more than two years. | 1,400.00 | 470.00 | 470.00 |
| 2. | More than two years but not more than 3 years. | 1,300.00 | 440.00 | 440.00 |
| 3. | More than 3 years but not more than 4 years. | 1,200.00 | 410.00 | 410.00 |

| | | | |
|--|----------|--------|--------|
| 4. More than 4 years but not more than 5 years. | 1,100.00 | 380.00 | 380.00 |
| 5. More than 5 years but not more than 6 years. | 1,000.00 | 350.00 | 350.00 |
| 6. More than 6 years but not more than 7 years. | 900.00 | 320.00 | 320.00 |
| 7. More than 7 years but not more than 8 years. | 800.00 | 290.00 | 290.00 |
| 8. More than 8 years but not more than 9 years. | 700.00 | 260.00 | 260.00 |
| 9. More than 9 years but not more than 10 years. | 600.00 | 230.00 | 230.00 |
| 10. More than 10 years but not more than 11 years. | 500.00 | 200.00 | 200.00 |
| 11. More than 11 years but not more than 12 years. | 400.00 | 170.00 | 170.00 |
| 12. More than 12 years but not more than 13 years. | 300.00 | 140.00 | 140.00 |
| 13. More than 13 years but not more than 14 years. | 300.00 | 110.00 | 110.00 |
| 14. More than 14 years but not more than 15 years. | 300.00 | 80.00 | 80.00 |
| 15. More than 15 years. | 300.00 | 50.00 | 50.00 |

Note:— In respect of vehicles for which the tax due prior to the First day of April, 1990 but has not been paid, such tax shall be collected at the rates existing prior to the First day of April, 1990.

1. Substituted by Act 7 of 1995 w.e.f. 1.4.1995.

¹[²[**PART—A3**]²

[See Section 3(1)]

| Item No. | Class of Vehicles | Life time tax |
|----------|---|-----------------------|
| 1. | Vintage Car ³ [x x x] ³ | 500.00 |
| 2. | Classic Car ³ [x x x] ³ | 1000.00] ¹ |

1. Inserted by Act 10 of 1991 w.e.f. 1.4.1991.

2. Substituted by Act 7 of 1995 w.e.f. 1.4.1995.

3. Omitted by Act 12 of 1993 w.e.f. 1.4.1993.

¹[PART-A4

²[Lifetime tax for three wheeler Auto rickshaw carrying passengers (3+1) and goods carrier having Gross Vehicle Weight not exceeding 1500 Kgs. either used for hire or reward or not.]²

| Item No. | Class of Vehicle | Rate of Tax in rupees |
|----------|--|--|
| 1 | 2 | 3 |
| A | At the time of registration of new vehicle | 2500-00 |
| B | <p>If the vehicle is already registered and its age from the month of registration is;</p> <p>(i) Not more than 2 years</p> <p>(ii) more than 2 years but not more than 3 years</p> <p>(iii) more than 3 years but not more than 4 years</p> <p>(iv) more than 4 years but not more than 5 years</p> <p>(v) more than 5 years but not more than 6 years</p> <p>(vi) more than 6 years but not more than 7 years</p> <p>(vii) more than 7 years but not more than 8 years</p> <p>(viii) more than 8 years but not more than 9 years</p> <p>(ix) more than 9 years but not more than 10 years</p> <p>(x) more than 10 years]¹</p> | <p>2400-00</p> <p>2300-00</p> <p>2200-00</p> <p>2100-00</p> <p>2000-00</p> <p>1900-00</p> <p>1800-00</p> <p>1700-00</p> <p>1600-00</p> <p>1500-00"</p> |

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

2. Substituted by Act 12 of 2005 w.e.f. 1.4.2005.

**¹[PART A5
(See section 3 (1))**

Life Time Tax for Motor Cars, Jeeps, Omni Buses and Private Service Vehicles.

| Item No. | Class of vehicles | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mts. cost of which does not exceed Rs.5 Lakhs. | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mts. cost of which exceed Rs.5 Lakhs. but not exceeding Rs.10 lakhs. | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 sq.mts. Cost of which exceeds Rs.10 Lakhs |
|----------|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 |
| A | At the time of Registration of New Vehicles | 9 percent of Cost of the Vehicle | 10 percent of Cost of the Vehicle | 12 percent of Cost of Vehicle |
| B | If the vehicle is already registered and its age from the month of Registration is :- | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A | Percent of the lifetime tax levied under Clause A |
| I)+ | Not More than 2 Years | 93% | 93% | 93% |
| II) | More than 2 Years but not more than 3 Years | 87% | 87% | 87% |
| III) | More than 3 Years but not more than 4 Years | 81% | 81% | 81% |
| IV) | More than 4 Years but not more than 5 Years | 75% | 75% | 75% |
| V) | More than 5 Years but not more than 6 Years | 69% | 69% | 69% |
| VI) | More than 6 Years but not more than 7 Years | 64% | 64% | 64% |
| VII) | More than 7 Years but not more than 8 Years | 59% | 59% | 59% |
| VIII) | More than 8 Years but not more than 9 Years | 54% | 54% | 54% |
| IX) | More than 9 Years but not more than 10 Years | 49% | 49% | 49% |

| 1 | 2 | 3 | 4 | 5 |
|-------|---|-----|-----|-----|
| X) | More than 10 Years but not more than 11 Years | 45% | 45% | 45% |
| XI) | More than 11 Years but not more than 12 Years | 41% | 41% | 41% |
| XII) | More than 12 Years but not more than 13 Years | 37% | 37% | 37% |
| XIII) | More than 13 Years but not more than 14 Years | 33% | 33% | 33% |
| XIV) | More than 14 Years but not more than 15 Years | 29% | 29% | 29% |
| XV) | More than 15 Years | 25% | 25% | 25% |
| XIII) | More than 13 Years but not more than 14 Years | 33% | 33% | 33% |
| XIV) | More than 14 Years but not more than 15 Years | 29% | 29% | 29% |
| XV) | More than 15 Years | 25% | 25% | 25% |

1. In respect of vehicles for which lifetime tax was due prior to the first day of April 2003, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due if any.
2. In case of Motor Cars, Omni Buses and Private service vehicles having floor area upto 5 Sq.mtrs registered in other States prior to the first day of April 2003 and migrated to the State of Karnataka after that day, tax shall be levied as per Part-A5 as existed prior to such day.
3. Purchase invoice for the purpose of levy of tax under this part shall be produced in respect of vehicles which are registered on or after first day of April 2003.
4. The rates specified in this part shall not apply to vehicles owned by Central Government employees or defence personnel.]¹

1. Substituted by Act 9 of 2003 w.e.f. 1.4.2003 & again substituted by Act 28 of 2004 w.e.f. 1.8.2004.

PART 'B'

[See Section 3 (2)]

| <i>Item No.</i> | <i>Class of Vehicles</i> | <i>For period not exceeding 7 days at a time</i> | <i>For period exceeding 7 days but not exceeding 31 days</i> |
|---------------------|--|--|--|
| | | 3 | 4 |
| | | Rs. Ps. | Rs. Ps. |
| 1. | Motor Cycles (including Motor Scooters and cycles with attachment for propelling the same by mechanical powers) not exceeding 400 kgs. in weight unladen. | | |
| (a) | Bicycles not exceeding 50 c.c. if not used for drawing a trailer or side Car. | 5.00 | 10.00 |
| (b) | Bicycles exceeding 50 c.c. but not exceeding 300 c.c. if not used for drawing a trailer or side car. | 7.00 | 15.00 |
| (c) | Bicycles not exceeding 300 c.c. used for drawing a trailer or side car and Bicycles exceeding 300 c.c. whether used for drawing a trailer or side car or not | 10.00 | 15.00 |
| (d) | Tricycles including Autorickshaws not used for transportation of goods or passengers for hire or reward | 15.00 | 25.00 |
| 2. | Invalid Carriages | 3.00 | 5.00 |
| ¹ [3 (1) | Goods vehicles including mobile canteen, mobile library van, mobile workshop, mobile clinic, X-ray van, cash van, (1) in weight laden,- | | |

| | | | |
|-----|--|--|--|
| (a) | Not exceeding 3000 kgs. | - 100-00 | 300-00 |
| (b) | Exceeding 3000 kgs but not exceeding 5500 kgs. | - 200-00 | 600-00 |
| (c) | Exceeding 5500 kgs. but not exceeding 12000 kgs. | - 300-00 | 900-00 |
| (d) | Exceeding 12000 kgs. but not exceeding 15000 kgs. | - 450-00 | 1400-00 |
| (e) | Exceeding 15000 kgs. | - 460-00 plus 75-00 for every 250 kgs. or part thereof in excess of 15000 kgs. | 1380-00 plus 160-00 for every 250 kgs. or part thereof in excess of 15000 kgs. |

(2) Additional tax payable in respect of goods vehicles specified in paragraph (1) used for drawing trailers for each trailer in weight laden;

for every 1000 kgs. or part thereof - Rs. 25-00 75-00

Provided two or more goods vehicles shall not be chargeable under this item in respect of the same trailer.]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002

¹[3A Multi-axled goods vehicles other than articulated vehicles for which tax is levied under item 10, having weight laden exceeding 15000 kgs.

| | |
|------------------------------------|------------------------------------|
| ² [360.00] ² | ² [950.00] ² |
| plus Rs. 25.00 | plus Rs. 75.00 |
| for every 250 | for every 250 |
| kgs. or part | kgs. or part |
| thereof in | thereof in |
| excess of | excess of |
| 15000 kgs. | 15000 kgs.] ¹ |

1. Inserted by Act 12 of 1993 w.e.f. 1.4.1993.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002

4. Motor vehicles other than those mentioned in item 5, 6, 7, 8 and 9 plying for hire and used for transport

of passengers and in respect of which permits have been issued under the Motor Vehicles Act, 1939.

¹[(1) Vehicles permitted to carry (excluding driver),—

| | | |
|---|-------|---------------------|
| ¹ [(a) Not more than five Passengers for every passenger | 10.00 | 30.00] ¹ |
|---|-------|---------------------|

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002

¹[(b) xxx]¹

1. Omitted by Act 4 of 2002 w.e.f. 1.4.2002

¹[(c) xxx]¹

1. Omitted by Act 4 of 2002 w.e.f. 1.4.2002

(d) Not more than six passengers (Motor Cabs). for every passenger.

¹[75.00]¹

¹[150.00]¹

1. Substituted by Act 6 of 2000 w.e.f. 1.4.2000.

(e) More than six passengers but not more than twelve passengers (Maxi cabs), for every passenger

²[75.00]²

²[150.00]²¹

1. Substituted by Act 12 of 1993 w.e.f. 1.4.1993.

2. Substituted by Act 6 of 2000 w.e.f. 1.4.2000.

¹[(2) vehicles permitted to carry more than 12 passengers (other than Driver and Conductor),—

(a) for every seated passenger which the vehicle is permitted to carry

100.00

200.00

(b) for every standing passenger, which the vehicle is permitted to carry

20.00

50.00]¹

1. Substituted by Act 12 of 1993 w.e.f. 1.4.1993.

(3) ¹[x x x]¹

1. Omitted by Act 12 of 1993 w.e.f. 1.4.1993.

¹[5. Motor vehicles plying for hire or reward and constructed or adapted to carry more than twelve passengers (excluding driver and conductor/

attendant) for every passenger 100.00 250.00]¹

1. Substituted by Act 7 of 1995 w.e.f. 1.4.1995.

¹[6. Motor vehicles (Luxury buses) plying for hire or reward, constructed or adapted to carry more than twelve passengers (excluding driver and conductor/attendant) and complying with rule 128 of Central Motor Vehicles Rules, 1989 or otherwise,

for every passenger ²[400.00]² ²[1000.00]²]¹

1. Substituted by Act 7 of 1995 w.e.f. 1.4.1995.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[7. Campers Van/ Sleeper Coach used for hire or reward based on floor area, for

every squaremeter. ²[700.00]² ²[1400.00]²]¹

1. Substituted by Act 7 of 1992 w.e.f. 1.4.1992 and again Substituted by Act 7 of 2001 w.e.f. 1.4.2004.

2. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[8. Omni Buses, Private Service Vehicles,-

(1) other than those owned by Educational Institutions, vehicles permitted to carry,-

(a) upto 12 persons

for every person 75-00 100-00

(b) exceeding 12 persons

for every person 100-00 200-00

(2) owned by Educational Institutions,-

for every person 10-00 30-00"

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[9. Ambulance or Hearse van used

for hire or reward. 15.00 25.00]¹

1. Inserted by Act 12 of 1993 w.e.f. 1.4.1993.

10. Motor vehicles not themselves constructed to carry any load (other than water, fuel, accumulators and other equipment used for the purpose of propulsion, loose tools and loose equipment) used for haulage solely and weighing together with the largest number of trailers proposed to be drawn in weight laden,—

¹[(a) Not exceeding 7500 kgs. 150-00 400-00

(b) exceeding 7500 kgs. but not exceeding 15000 kgs. 300-00 900-00

(c) Exceeding 15000 kgs. 300-00 900-00
+ Rs.40/- + Rs. 80/-
for every for every
250 Kgs 250 Kgs
or part part thereof
in excess in excess
of 15000 of 15000
Kgs Kgs]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[11. Tractors, Trailers and Power tiller trailers specified in the second proviso to sub-section (1) of

section 3. 15.00 30.00]¹

1. Substituted by Act 12 of 1990 w.e.f. 1.4.1990.

¹[12. Fire engines, fire tenders and road

water sprinklers in weight laden,-

(1) for every 1000 kgs. or part thereof
10-00 30-00

(2) Additional tax payable in respect of
such vehicles used for drawing trailers
including fire engines, trailers pumps
for each trailer with weight laden:
for every 1000 kgs.
or part thereof 5-00 20-00

Provided that two or more vehicles shall not be
chargeable under this clause in respect of the
same trailers.]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[13. Motor vehicles mounted with drilling
rigs or mounted with Air Compressor

with drilling rig unit. ²[500.00]² ²[1000.00]²¹

1. Substituted by Act 12 of 1993 w.e.f. 1.4.1993.

2. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

¹[14. xxx]¹

1. Omitted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[15. xxx]¹

1. Omitted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[15A. xxx]¹

1. Omitted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[16. Motor cars including imported cars whether owned by companies or not,
campers van not used for hire or reward and motor vehicles other than those liable
to tax under the foregoing provisions of this schedule, in weight unladen, -

(a) for every 1000 kgs. or part thereof 75-00 200-00

(b) Additional tax payable in respect of such vehicles used for drawing trailers,-

for every 1000 kgs. or part thereof 10-00 300]¹

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[17. ²[Motor-Vehicles Registered as Cranes, Mobile Cranes, Tower Wagons”, Tree Trimming Vehicles, Fork Lifts, Vehicles-fitted with Air Compressor or Generator, for every 1000 kgs. or part thereof in weight unladen.]² 25.00 50.00]¹

1. Inserted by Act 12 of 1993 w.e.f. 1.4.1993.

2. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

¹[PART-‘C’

REFUND TABLE

[See Section 7(3)]

| Item No. | Scale of Refund | Vehicles not exceeding 75 CC | Vehicles exceeding 75 CC but not exceeding 300 CC | Vehicles exceeding 300 CC or Motor Cycle attached with a side car or Trailer |
|----------|---|------------------------------|---|--|
| 1 | 2 | 3 | 4 | 5 |
| A. | If after the Registration removal of vehicle or cancellation of Registration of vehicle takes place:— | | | |
| (1) | Within a year | 1055.00 | 2400.00 | 3360.00 |
| (2) | After 1 year but within 2 years | 1010.00 | 2300.00 | 3220.00 |
| (3) | After 2 years but within 3 years | 965.00 | 2200.00 | 3080.00 |

| | | | |
|--|--------|---------|---------|
| (4) After 3 years but within 4 years | 920.00 | 2100.00 | 2940.00 |
| (5) After 4 years but within 5 years | 875.00 | 2000.00 | 2800.00 |
| (6) After 5 years but within 6 years | 830.00 | 1900.00 | 2660.00 |
| (7) After 6 years but within 7 years | 785.00 | 1800.00 | 2520.00 |
| (8) After 7 years but within 8 years | 740.00 | 1700.00 | 2380.00 |
| (9) After 8 years but within 9 years | 695.00 | 1600.00 | 2240.00 |
| (10) After 9 years but within 10 years | 650.00 | 1500.00 | 2100.00 |
| (11) After 10 years but within 11 years | 605.00 | 1400.00 | 1960.00 |
| (12) After 11 years but within 12 years | 560.00 | 1300.00 | 1820.00 |
| (13) After 12 years but within 13 years | 515.00 | 1200.00 | 1680.00 |
| (14) After 13 years but within 14 years | 470.00 | 1100.00 | 1540.00 |
| (15) After 14 years but within 15 years | 425.00 | 1000.00 | 1400.00 |
| (16) After 15 years | Nil | Nil | Nil |

Note:— In case where the lifetime tax has been paid under part A1 existed prior to the 1st day of April 1997 the refund of tax shall be under the refund table as in force prior to the first day of April 1997.]¹

1. Substituted by Act 7 of 1995 w.e.f. 1.4.1995 & again substituted by Act 8 of 1997 w.e.f. 1.4.1997.

¹[PART CC

(See section 7 (3))

Refund table for two wheelers irrespective of the cost of the vehicles in respect of which Life Time Tax is paid on or after 01.04.2005.

| | If after the registration removal of vehicles or cancellation of Registration of vehicle takes place | Two wheelers irrespective of the cost of the vehicle (percentage of tax to be refunded) |
|------|--|---|
| 1 | 2 | 3 |
| (1) | Within a Year | 93% |
| (2) | After 1 Year but within 2 years | 87% |
| (3) | After 2 Year but within 3 years | 81% |
| (4) | After 3 Year but within 4 years | 75% |
| (5) | After 4 Year but within 5 years | 69% |
| (6) | After 5 Year but within 6 years | 64% |
| (7) | After 6 Year but within 7 years | 59% |
| (8) | After 7 Year but within 8 years | 54% |
| (9) | After 8 Year but within 9 years | 49% |
| (10) | After 9 Year but within 10 years | 45% |
| (11) | After 10 Year but within 11 years | 41% |
| (12) | After 11 Year but within 12 years | 37% |
| (13) | After 12 Year but within 13 years | 33% |
| (14) | After 13 Year but within 14 years | 29% |
| (15) | After 14 Year but within 15 years | 25% |
| (16) | After 15 Years | Nil |

Note: Incase where the Life time tax has been paid under Part A 1 as prior to the first day of April 2005 the refund of tax shall be under the refund table as in force prior to the first day of April 2005.]¹

1. Inserted by Act 12 of 2005 w.e.f. 1.4.2005.

¹[PART-C1]¹**REFUND TABLE**

[See Section 7(3)]

| <i>Item No.</i> | <i>Scale of Refund</i> | <i>Tractors</i> | <i>Trailers</i> | <i>Power Tiller Trailers</i> |
|--|-------------------------------------|-----------------|-----------------|----------------------------------|
| 1 | 2 | 3 | 4 | 5 |
| If after the registration, removal of Vehicles or Cancellation of registration of vehicles takes place:— | | | | |
| 1. | Within a year. | 1400.00 | 470.00 | 470.00 |
| 2. | After 1 year but within 2 years. | 1300.00 | 440.00 | 440.00 |
| 3. | After 2 years but within 3 years. | 1200.00 | 410.00 | 410.00 |
| 4. | After 3 years but within 4 years. | 1100.00 | 380.00 | 380.00 |
| 5. | After 4 years but within 5 years. | 1000.00 | 350.00 | 350.00 |
| 6. | After 5 years but within 6 years. | 900.00 | 320.00 | 320.00 |
| 7. | After 6 years but within 7 years. | 800.00 | 290.00 | 290.00 |
| 8. | After 7 years but within 8 years. | 700.00 | 260.00 | 260.00 |
| 9. | After 8 years but within 9 years. | 600.00 | 230.00 | 230.00 |
| 10. | After 9 years but within 10 years. | 500.00 | 200.00 | 200.00 |
| 11. | After 10 years but within 11 years. | 400.00 | 170.00 | 170.00 |
| 12. | After 11 years but within 12 years. | 300.00 | 140.00 | 140.00 |

| | | | |
|---|--------|--------|-------------------|
| 13. After 12 years but within 13 years. | 200.00 | 110.00 | 110.00 |
| 14. After 13 years but within 14 years. | Nil | 80.00 | 80.00 |
| 15. After 14 years but within 15 years. | Nil | 50.00 | 50.00 |
| 16. After 15 years. | Nil | Nil | Nil] ² |

1. Substituted by Act 7 of 1995 w.e.f. 1.4.1995.

2. Substituted by Act 8 of 1997 w.e.f. 1.4.1997.

¹[PART C2

**Refund table for three wheelers including
Autorickshaws carrying passenger or goods
Not exceeding 1500 kgs. In weight laden either
Used for hire or reward or not.
(see section 7(3)).**

| Sl.No. | Scale of refund | Amount of refund in rupees |
|--------|---|----------------------------|
| (1) | (2) | (3) |
| | If after the registration, removal of vehicles or cancellation of registration of vehicles takes place; | |
| (i) | Within 2 years | 2400.00 |
| (ii) | After 2 years but within 3 years | 2300.00 |
| (iii) | After 3 years but within 4 years | 2200.00 |
| (iv) | After 4 years but within 5 years | 2100.00 |
| (v) | After 5 years but within 6 years | 2000.00 |
| (vi) | After 6 years but within 7 years | 1900.00 |
| (vii) | After 7 years but within 8 years | 1800.00 |
| (viii) | After 8 years but within 9 years | 1700.00 |
| (ix) | After 9 years but within 10 years | 1600.00 |
| (x) | After 10 years | NIL] ¹ |

1. Substituted by Act 4 of 2002 w.e.f. 1.4.2002.

¹[PART C3

[See Section 7(3)]

**Refund Table for Motor Cars, Jeeps, Omnibuses and Private Service Vehicles ²[in
respect of which life time tax is paid from 1.4.2000 to 31.3.2003.]²**

| Item No. | Class of Vehicles | Motor Cars & Jeeps Not Exceeding 800 CC | Motor Cars & Jeeps Exceeding 800 CC but Not Exceeding 1500 CC | Motor Cars & Jeeps Exceeding 1500 CC & Above or Attached with Trailer | Motor Cars & Jeeps Cost of which Exceeds More than Rs.6 lakhs | Omnibuses Private Service Vehicles having Floor Area upto 4 Sq.Mtrs | Omnibuses and private service vehicles having floor area exceeding 4 Sq. Mtrs but not exceeding 5 Sq. Mtrs |
|---|------------------------------------|---|---|---|---|---|--|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 |
| If after the registration, removal of vehicles or cancellation of registration of vehicles takes place: | | | | | | | |
| (i) | Within a year | 11280.00 | 16920.00 | 22560.00 | 42300.00 | 28200.00 | 33850.00 |
| (ii) | After 1 year but within 2 years | 10560.00 | 15840.00 | 21120.00 | 39600.00 | 26400.00 | 31700.00 |
| (iii) | After 2 years but within 3 years | 9840.00 | 14760.00 | 19680.00 | 36900.00 | 24600.00 | 29550.00 |
| (iv) | After 3 years but within 4 years | 9120.00 | 13680.00 | 18240.00 | 34200.00 | 22800.00 | 27400.00 |
| (v) | After 4 years but within 5 years | 8400.00 | 12600.00 | 16800.00 | 31500.00 | 21000.00 | 25250.00 |
| (vi) | After 5 years but within 6 years | 7680.00 | 11520.00 | 15360.00 | 28800.00 | 19200.00 | 23100.00 |
| (vii) | After 6 years but within 7 years | 6960.00 | 10440.00 | 13920.00 | 26100.00 | 17400.00 | 20950.00 |
| (viii) | After 7 years but within 8 years | 6240.00 | 9360.00 | 12480.00 | 23400.00 | 15600.00 | 18800.00 |
| (ix) | After 8 years but within 9 years | 5520.00 | 8280.00 | 11040.00 | 20700.00 | 13800.00 | 16650.00 |
| (x) | After 9 years but within 10 years | 4800.00 | 7200.00 | 9600.00 | 18000.00 | 12000.00 | 14500.00 |
| (xi) | After 10 years but within 11 years | 4080.00 | 6120.00 | 8160.00 | 15300.00 | 10200.00 | 12350.00 |
| (xii) | After 11 years but within 12 years | 3360.00 | 5040.00 | 6720.00 | 12600.00 | 8400.00 | 10200.00 |
| (xiii) | After 12 years but within 13 years | 2640.00 | 3960.00 | 5280.00 | 9900.00 | 6600.00 | 8050.00 |

| | | | | | | |
|--|---------|---------|---------|---------|---------|---------|
| (xiv) After 13 years but within 14 years | 1920.00 | 2880.00 | 3840.00 | 7200.00 | 4800.00 | 5900.00 |
| (xv) After 14 years but within 15 years | 1200.00 | 1800.00 | 2400.00 | 4500.00 | 3000.00 | 3750.00 |
| (xvi) After 15 years | Nil | Nil | Nil | Nil | Nil" | Nil |

Note:— In case where the life time tax has been paid under part A5 existed prior to the First day of April 2000, the refund of tax shall be under the refund table as in force prior to the first day of April 2000.]¹

1. Substituted by Act 6 of 2000 w.e.f. 1.4.2000.

2. Inserted by Act 9 of 2003 w.e.f. 1.4.2003.

¹[Part C4

(See section 7(3))

Refund table for motor cars, jeeps, Omni buses, Private Service vehicles having floor area upto 5 square meters irrespective of the cost of the vehicles in respect of which life time tax is paid on or after 1.4.2003

| | If after the registration removal of vehicles or cancellation of registration of vehicles takes place | Motor Cars and Jeeps Omni Buses and Private Service Vehicles having floor Area upto 5 Sq. mts. irrespective of the cost of the vehicle. |
|-------|---|---|
| (1) | (2) | (3) |
| | | Percentage of tax levied |
| I) | Within a Year | 93 |
| II) | After 1 Year but within 2 Years | 87 |
| III) | After 2 Year but within 3 Years | 81 |
| IV) | After 3 Year but within 4 Years | 75 |
| V) | After 4 Year but within 5 Years | 69 |
| VI) | After 5 Year but within 6 Years | 64 |
| VII) | After 6 Year but within 7 Years | 59 |
| VIII) | After 7 Year but within 8 Years | 54 |
| IX) | After 8 Year but within 9 Years | 49 |
| X) | After 9 Year but within 10 Years | 45 |
| XI) | After 10 Year but within 11 Years | 41 |
| XII) | After 11 Year but within 12 Years | 37 |

| | | |
|-------|-----------------------------------|-----|
| XIII) | After 12 Year but within 13 Years | 33 |
| XIV) | After 13 Year but within 14 Years | 29 |
| XV) | After 14 Year but within 15 Years | 25 |
| XVI) | After 15 Years | Nil |

Note: In case where the life time tax has been paid under Part A5 as prior to the first day of April 2003. The refund of tax shall be under the refund table as in force prior to the first day of April 2003.]¹

1. Inserted by Act 9 of 2003 w.e.f. 1.4.2003.

¹[PART 'D'

[See Section 3(4)]

| <i>Item No.</i> | <i>Class of Vehicles</i> | <i>Special Additional Tax for each occasion on which such excess is carried</i> |
|-----------------|---|---|
| | | Rs. Ps. |
| 1. | Passenger vehicles carrying passengers in excess of the permitted capacity, for every such excess passenger. | 20.00 |
| 2. | Goods vehicles carrying goods in excess of the permitted capacity, for every such excess of 1000 kgs. or part thereof | 100.00] ¹ |

1. Inserted by Act 14 of 1989 w.e.f. 1.4.1989.

Explanation.—(1) The expression “Goods in item 3 of Part A and B does not include light personal effects of passengers.

(2) The expression “Weight Laden” means,—

(a) In the case of goods vehicle or a trailer in respect of which permit has been issued under the Motor Vehicles Act, 1939, the maximum laden weight specified in the permit.

(b) In the case of goods vehicle or a trailer in respect of which no permit has been issued under the Motor Vehicles Act, 1939, the registered laden weight of such vehicles.

(3) For the purpose of item 14 of Part A and B, the “Company” means “an Association of number of individuals for the purpose of carrying on Trade or other legitimate business; a number of persons united for the purpose or in a Joint concern for profit as a Company of merchants, private partnerships or incorporated body of man, firm, house or partnership or a Corporation ¹[or a Bank or a Board or a Co-operative Society or such other institutions as may be notified by the State Government in this behalf]”.

1. Inserted by Act 14 of 1989 w.e.f. 1.4.1989.

(4) Where in pursuance of any agreement between the Government of Karnataka and the Government of any other State, tax in respect of any stage carriage, plying on a route lying partly in the State of Karnataka and partly in the other State, is payable to the Government of Karnataka only, the tax in respect of such vehicles shall be calculated on the total distance covered by the stage carriage on such route.

¹[(5) for the purpose of item 6 of part ‘A’ and ‘B’ of the Schedule luxury bus means a bus, the body of which is constructed in accordance with rule 128 of the Central Motor Vehicles Rules, 1989.]¹

1. Substituted by Act 8 of 1997 w.e.f. 1.4.1997.

¹[(6) The expression ‘floor area’ means the total floor area inside the body of the vehicle (measuring length into breadth) less ten per cent standard deduction of the total floor area:

Provided that fraction of a square metre beyond the first decimal point of the net floor area arrived at after standard deduction shall be rounded off to the next higher decimal point.

- Example
- (1) 1.31 to be rounded off to 1.4
 - (2) 1.76 to be rounded off to 1.8
 - (3) 1.654 to be rounded off to 1.7]¹

1. Inserted by Act 10 of 1991 w.e.f. 1.4.1991.

¹[(7) For the purpose of item 7(b) of part ‘A’, a Tourist Operator means a company or an individual engaged in the business or promotion of the tourism on tourist circuits, recognised by the Department of Tourism of the Government of India.]¹

1. Inserted by Act 20 of 1994 w.e.f. 1.4.1994.

¹[(8) Cost of Vehicle in relation to, -

(a) a Vehicle manufactured in India means cost of the vehicle as per the purchase invoice issued either by the manufacturer or dealer of the vehicle and shall include the manufacturing cost, excise duty, sales tax and surcharge or cess as payable in the State of Karnataka; and

(b) a Vehicle imported into India irrespective of its place of manufacture means cost as per the landed value of the vehicle consisting of the assessable value under the Customs Act, 1962 and the customs duty paid thereupon including additional duty paid if any, as endorsed in the bill of entry by the Customs Department.]¹

1. Substituted by Act 7 of 2001 w.e.f. 1.4.2001.

* * * *

NOTIFICATION

I

Bangalore, dated 18th December, 1957. [No. HD 146 MVT 57]

In exercise of the powers conferred by sub-section (3) of section 1 of the Mysore Motor Vehicles taxation Act, 1957 (Mysore Act 35 of 1957), the Government of Mysore hereby appoints the first day of January, 1958 as the date on which the said Act shall come into force.

By Order and in the name of the President of India,

(R.J. REBELLO)

Secretary to Government, Home Department.

II

Bangalore, dated 30th November, 1971. [No. HD 92 TMT 71]

S.O. 2002.—In exercise of the powers conferred by sub-section (2) of section 1 of the Mysore Motor Vehicles Taxation (Amendment) Act, 1971 (President's Act No. 16 of 1971), the Government of Mysore hereby appoints the first day of December 1971 as the date on which the said Act shall come into force.

By Order and in the name of the President of India,

(N. LAKSHMANA RAU)

*Commissioner for Home Affairs and Secretary to
Government, Home Department.*

III

Bangalore, dated 11th June 1976. [No. HD 40 TMT 76]

S.O. 1588.—In exercise of the powers conferred by sub-section (2) of section 1 of the Karnataka Motor Vehicles Taxation (Amendment) Act, 1976 (Karnataka Act 38 of 1976), the Government of Karnataka hereby appoint the First day of July 1976, as the date on which the provisions of sections 1, 3, 9, 17, 19 and 21 of the said Act shall come into force.

By Order and in the name of the Governor of Karnataka,

(K. P. RAMAKRISHNA)

Under Secretary.

IV

Bangalore, dated 24th December 1976. [No. HD 263 TMT 76(1)]

S.O. 3237.—In exercise of the powers conferred by sub-section (2) of section 1 of the Karnataka Motor Vehicles Taxation (Amendment) Act, 1976 (Karnataka Act 38 of 1976), the Government of Karnataka hereby appoints the 1st day of January 1977, as the date on which the provisions of the said Act other than those notified in notification No. S.O. 1588 (HD 40 TMT 76, dated 11th June 1976), shall come into force.

By Order and in the name of the Governor of Karnataka,

(G. G. PUROHIT)

Deputy Secretary.

* * * *

**KARNATAKA ACT NO. 7 OF 2001
THE KARNATAKA MOTOR VEHICLES TAXATION
(AMENDMENT) ACT, 2001**

ARRANGEMENT OF SECTIONS

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 4
4. Amendment of Schedule
5. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

To give effect to the proposals made in the budget speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill

(Vide L.A.Bill No. 5 of 2001 File No. ಸಂಖ್ಯೆಶಾಇ 11 ಶಾಸನ 2001)

KARNATAKA ACT NO. 7 OF 2001

*(First Published in Karnataka Gazette Extra-ordinary on the
thirty first day of March, 2001)*

**THE KARNATAKA MOTOR VEHICLES TAXATION
(AMENDMENT) Act, 2001**

*(Received assent of the Governor on the thirty first day of
March, 2001)*

An Act further to amend the Karnataka Motor Vehicles
Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka
Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957)
for the purposes hereinafter appearing:

Be it enacted by the Karnataka State Legislature in the
fifty second year of the Republic of India as follows: -

1. Short title and Commencement: - (1) This Act may
be called the Karnataka Motor Vehicles Taxation (Amendment)
Act, 2001.

(2) It shall come into force with effect from the first day of
April 2001.

2. Amendment of Section 3: - In Section 3 of the
Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35
of 1957) (hereinafter referred to as the Principal Act), in sub-
section (1), in the fourth proviso, in clause (b) for the words and
figures “ owned by companies, Central Government employees

or defence personnel and imported cars of the years 1985 and later models" the words "owned by the Central Government employees or defence personnel" shall be substituted.

3. Amendment of Section 4: - In Section 4 of the principal Act, in sub-section (1), in the fourth proviso, for the words and figures "owned by companies, Central Government employees or defence personnel and imported cars of the years 1985 and later models" the words "owned by the Central Government employees or defence personnel" shall be substituted.

4. Amendment of Schedule: - In the schedule to the Principal Act: -

(A) in part "A", -

(1) in item 3, for the heading and the entries relating to sub item (1) the following shall be substituted, namely:-

" Goods Vehicles including mobile canteen, mobile library van, mobile workshop, mobile clinic, X-Ray van, Cash van

(1) Vehicles in weight laden:-

- | | |
|---|---------|
| (a) Exceeding 1000 kgs. but not exceeding 3000 kgs. | 800-00 |
| (b) Exceeding 3000 kgs. but not exceeding 5500 kgs | 1200-00 |
| (c) Exceeding 5500 kgs. but not exceeding 12000 kgs. | 1800-00 |

- (d) Exceeding 12000 kgs.
but not exceeding 15000 kgs. 2200-00
- (e) Exceeding 15000 kgs 2200-00"
plus Rs. 75-00
for every 250 kgs
or part thereof in
excess of 15000
Kgs"

(2) in item 4,

- (i) sub-item (2) shall be renumbered as clause
(a) thereof and in clause (a) as so renumbered,
in column (3), for the figures "275=00" the
figures "300=00" shall be substituted.

- (ii) after clause (a) as so renumbered the following
shall be inserted namely :-

" (b) For every standing passenger,
which the vehicle is permitted to
carry Rs. 100=00"

- (iii) in sub item (3), in clause (a) in column (3), for the figures
"450=00" the figures "475=00" shall be substituted.

- (3) for item 6, the following shall be substituted namely:-

"6. Motor Vehicles (Luxury buses) plying for
hire or reward constructed or adapted to carry
more than 12 passengers (excluding Driver and
Conductor or attendant) and complying with Rule
128 of Central Motor Vehicles Rules 1989 or Motor

Vehicles with permits granted under the Motor Vehicles (All India Permit for Tourist – Transport Operators) Rules 1993, plying for hire or reward permitted to carry more than twelve passengers (excluding Driver and Conductor or Attendant) For every passenger.... Rs.1400=00”

(4) for item 7, the following shall be substituted namely:-

“7. Campers van used for hire or reward based on floor area for every square meter Rs. 2000-00”

(5) in item 11, for the entries in column (2) the following shall be substituted namely :-

“ Motor vehicles registered as Cranes, Mobile Cranes, Tower Wagons, Tree trimming vehicles, forklifts, Vehicles fitted with air compressor or Generator for Every 1000 Kgs or part thereof in weight unladen”

(6) in item 13, in column (3), for the figures “750-00” the figures “3000-00” shall be substituted.

(7) in item “14”, sub item (1) shall be omitted:

(8) item “15”, shall be omitted:

(9) in item 16, in sub-item (1) for the heading, the following shall be substituted, namely:-

“ Campers van not used for hire or reward and motor vehicles other than those liable to tax under the fore-going provision of this schedule, in weight unladen:-”

(B) in part A1,-

(i) for item "A." and the entries relating thereto, the following shall be substituted, namely:-

| | | | |
|----------|-------------|-------------|-------------|
| At the | Rs.1100-00 | Rs. 2500-00 | Rs. 3500-00 |
| time of | or Seven | or Seven | or Seven |
| Registr- | Percent of | Percent of | Percent of |
| ation | the cost of | the cost of | the cost of |
| of New | the vehicle | the vehicle | the vehicle |
| Vehicles | whichever | whichever | whichever |
| | is higher | is higher | is higher |

(ii) for the "Note" appearing after the table, the following shall be substituted, namely:-

“NOTE (1) In respect of vehicles for which the life time tax was due prior to the first day of April 2001 but has not been paid, such tax shall be collected at the rates existing prior to the first day of April 2001.

(2) The Rates specified in this part shall not apply to vehicles owned by Central Government Employees or Defence personnel."

(c) in part A5,- for item A and entries relating there to the following shall be substituted, namely:-

| | | | | | | | |
|-----|---|---|---|---|---|---|--|
| "A. | At the time of Registra- tion of new vehicle | 12000.00 or seven percent of the cost of the vehicle whichever is higher | 18000.00 or seven percent of the cost of the vehicle whichever is higher | 24000.00 or seven percent of the cost of the vehicle whichever is higher | 45000.00 or seven percent of the cost of the vehicle whichever is higher | 30000.00 or seven percent of the cost of the vehicle whichever is higher | 36000.00 or seven percent of the cost of the vehicle whichever is higher" |
|-----|---|---|---|---|---|---|--|

(ii) for the "Note" appearing after the table, the following shall be substituted, namely :-

" Note: (1) In respect of vehicles for which the lifetime tax and floor area tax was due prior to first day of April 2001 but has not been paid; such tax shall be collected at the rates existing prior to the first day of April 2001.

(2) The rates specified in this part shall not apply to vehicles owned by Central Government employees or Defence Personnel ."

(D) in part "B", -

(1) in item (3), for the heading the following shall be substituted, namely:-

"Goods Vehicles including mobile canteen, mobile library van, mobile workshop, mobile clinic, X-Ray van, Cash van"

(2) in item (6), in columns 3 and 4 for the figures "200-00" and "400-00" the figures "300-00" and "600-00" shall respectively be substituted.

(3) for item (7), the following shall be substituted, namely :-

" (7) Campers Van/ Sleeper Coach
used for hire or reward based on
floor area, for every squaremeter 400-00 800-00"

(4) in item (13), in columns (3) and (4) for the figures "250-00" and "500-00" the figures "500-00" and "1000-00" shall respectively be substituted.

- (5) in item (16), in sub-item (1), for the heading the following shall be substituted, namely :-

"Motor cars, campers van not used for hire or reward and motor vehicles other than those liable to tax under the foregoing provisions of this schedule, in weight unladen:-"

- (6) in item (17), for the heading the following shall be substituted, namely :-

"Motor vehicles registered as Cranes, Mobile cranes, Tower Wagons, Tree trimming vehicles, Fork lifts, vehicles fitted with air compressor or Generator for every 1000 kgs. or part thereof in weight unladen:-"

- (7) in the Explanation to the Schedule for item(8), the following shall be substituted, namely :-

" (8) Cost of Vehicle in relation to, -

- (a) a Vehicle manufactured in India means cost of the vehicle as per the purchase invoice issued either by the manufacturer or dealer of the vehicle and shall include the manufacturing cost, excise duty, sales tax and surcharge or cess as payable in the State of Karnataka; and

(b) a Vehicle imported into India irrespective of its place of manufacture means cost as per the landed value of the vehicle consisting of the assessable value under the Customs Act, 1962 and the customs duty paid thereupon including additional duty paid if any, as endorsed in the bill of entry by the Customs Department."

- 5. Power to remove difficulty.-** If any difficulty arises in giving effect to the provisions of the Principal Act, as amended by this Act, the State Government may, by notification in the Official Gazettee, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty;

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

KARNATAKA ACT NO. 23 OF 2001
THE KARNATAKA MOTOR VEHICLES TAXATION
(SECOND AMENDMENT) ACT, 2001

ARRANGEMENT OF SECTIONS

Sections:

1. Short title and commencement
2. Amendment of section 2
3. Amendment of section 10

STATEMENT OF OBJECTS AND REASONS

In order to meet the ever increasing need of the Bangalore City for more number of transport vehicles, the Bangalore Metropolitan Transport Corporation has hired private buses on contract basis and operating them as it is facing difficult financial position. According to the agreement entered into by the Corporation with the private bus owners, it has to bear the Motor Vehicles Tax. The Bangalore Metropolitan Transport Corporation and other transport undertakings are paying tax as 'fleet owners' under section 10 on the gross revenue from fares and freights of the vehicles owned by them. This concession cannot be availed in respect of Motor Vehicles hired by them from the private bus owners as they are liable to tax leviable under section 3. Therefore, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 to construe the State Transport Undertakings as fleet owners even in respect of the vehicles hired by them from private bus owners.

Certain consequential changes are also made.

Hence the Bill.

(Vide L.A. Bill No.14 of 2001 File No. ಸಂಖ್ಯೆ ಶಾಸನ 24 ಶಾಸನ 2001)

KARNATAKA ACT 23 OF 2001

*(First published in the Karnataka Gazette Extra-ordinary on the
Twenty fifth day of August, 2001)*

**THE KARNATAKA MOTOR VEHICLES TAXATION
(SECOND AMENDMENT) ACT, 2001.**

*(Received the assent of the Governor on the Twenty Fourth
day of August, 2001)*

An Act further to amend the Karnataka Motor Vehicles
Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka
Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957)
for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the fifty
second year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may
be called the Karnataka Motor Vehicles Taxation (Second
Amendment) Act, 2001.

(2) It shall come into force at once.

2. Amendment of section 2.- In sub-section (1) of
section 2 of the Karnataka Motor Vehicles Taxation Act, 1957
(Karnataka Act 35 of 1957) (hereinafter referred to as the principal
Act), after clause (aa), the following Explanation shall be inserted,
namely:-

“Explanation.- For the purpose of this clause, State
Transport Undertaking shall be deemed to be a fleet owner in

respect of vehicles placed at the disposal and under the control of such undertaking by the registered owner under any arrangement entered into between such owner and the undertaking for the use of such vehicles by the undertaking to operate on any route as stage carriage under any permit issued therefore to such undertaking under sub-section (1) of section 103 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988)”

3. Amendment of section 10.- In section 10 of the principal Act, after the words “public service vehicles owned by a fleet owner” the words, figures, letters and brackets “or public service vehicles referred to in the explanation to clause (aa) of sub-section (1) of section 2” shall be inserted.

KARNATAKA ACT NO. 4 OF 2002
THE KARNATAKA MOTOR VEHICLES TAXATION
(AMENDMENT) ACT, 2002

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 3A
4. Amendment of section 3B
5. Amendment of section 4
6. Amendment of Schedule
7. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

To give effect to the proposals made in the budget speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

(L.A. Bill No. 10 of 2002)

KARNATAKA ACT NO. 4 OF 2002

(First published in the Karnataka Gazette Extra-ordinary on the thirtieth day of March, 2002)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2002

(Received the assent of the Governor on the thirtieth day of March, 2002)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing:

Be it enacted by the Karnataka State Legislature in the fifty third year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2002.

(2) It shall come into force with effect from the first day of April 2002.

2. Amendment of section 3.- In Section 3 of the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the Principal Act), in sub-section (1), in the fourth proviso, in clause (a), for the figures and letters "1000 kgs." the figures and letters "1500 kgs." shall be substituted;

3. Amendment of section 3A.- In section 3A of the Principal Act, for the words "four years" the words "six years" shall be substituted.

4. Insertion of new section 3B.- After Section 3A of the Principal Act, the following shall be inserted, namely:-

(Published in the Karnataka Gazette Part IV-A Extra Ordinary No. 479 dated 30-3-2002 in Notification No. ÉâªÀXµÖE 16 µÖÉâ}â 2002)

"3B. Levy of Green Tax.- (1) There shall be levied and collected a cess called "green tax" in addition to the tax levied under this Act on the motor vehicles suitable for use on road as specified in column (2) of the table below at the rates specified in column (3) thereof for the purpose of implementation of various measures to control air pollution.

TABLE

| Sl. No. | Class and age of the vehicle | Rate of cess in rupees |
|---------|--|------------------------|
| 1 | 2 | 3 |
| 1 | Non-transport vehicle completed 15 years from the date of its registration, at the time of renewal of certificate of registration as per sub-section (10), of section 41, of the Motor Vehicles Act, 1988,- (a) Two wheelers (b) Other than two wheelers | 250-00 500-00 |
| 2 | Transport vehicle completed 7 years from the date of its registration, at the time of renewal of fitness certificate as per section 56, of the Motor Vehicles Act, 1988,- | 200-00 per annum |

(2) The provisions of the Act and the rules made thereunder excluding those relating to refund of tax shall, so far as may be, apply in relation to the levy, assessment and collection of the cess payable under sub-section (1), as they apply in relation to the levy, assessment and collection of motor vehicles tax under this Act."

5. Amendment of section 4.- In section 4 of the Principal Act, in the third proviso for the figures and letters "1000 Kgs" figures and letters "1500 Kgs" shall be substituted.

6. Amendment of Schedule.- In the schedule to the principal Act,-

(A) in part 'A',-

(1) in item 3,-

(a) in sub item (1), in clause (a), for the figures and letters "1000 Kgs." the figures and letters "1500 Kgs" shall be substituted;

(b) for sub item (2), the following shall be substituted, namely:-

"(2). Additional tax payable in respect of goods vehicles specified in paragraph (1) used for drawing trailers for each trailer in weight laden,-

for every 1000 kgs.or part thereof - Rs. 100-00

Provided that two or more goods vehicles shall not be chargeable under this item in respect of the same trailer.";

(2) in item 3A, in column 3, for the words and figures "1,800-00 plus Rs. 25-00 for every 250 kgs. or part thereof in excess of 15000 kgs. "the words and figures "2,100-00 plus Rs. 50-00 for every 250 kgs. or part thereof in excess of 15000 kgs." shall be substituted;

(3) in item 4,-

(a) in sub-item (3), in column 3, for the figures "475-00" the figures "500-00" shall be substituted;

(b) in sub-item (4),-

(i) in clause (a), in column (3), for the figures "700.00" the figures "750.00" shall be substituted;

(ii) in clause (b), in column (3), for the figures "625.00" the figures "700.00" shall be substituted.

(4) in item 6, in column 3, for the figures "1400-00" the figures "2250-00" shall be substituted;

(5) in item 7, in column 3, for the figures "2000-00" the figures "4000-00" shall be substituted;

(6) in item 8,-

(a) in sub-item (b), in column 3, for the figures "700-00" the figures "800-00" shall be substituted;

(b) in sub-item (c), in column 3, for the figures "750-00" the figures "850-00" shall be substituted;

(c) in sub-item (d), in column 3, for the figures "850-00" the figures "950-00" shall be substituted;

(d) in sub-item (e), in column 3, for the figures "1000-00" the figures "1100-00" shall be substituted;

(7) in item 8A,-

(a) in sub-item (a), in column 3, for the figures "800-00" the figures "1000-00" shall be substituted;

(b) in sub-item (b), in column 3, for the figures "850-00" the figures "1050-00" shall be substituted;

(c) in sub-item (c), in column 3, for the figures "950-00" the figures "1150-00" shall be substituted;

(d) in sub-item (d), in column 3, for the figures "1100-00" the figures "1300-00" shall be substituted;

(8) in item 10, in column 3, for the words and figures "1785-00 plus Rs. 25-00 for every 250 kgs. or part thereof in excess of 15000 kgs." the words and figures "2200-00 plus Rs. 35-00 for every 250 kgs. or part thereof in excess of 15000 kgs." shall be substituted;

(9) in item 12,-

(a) for sub-item (i) the following shall be substituted, namely:-

"(1) For every 1000 kgs.or part thereof - 100-00";

(b) in sub-item (ii), for clauses to (i) to (iv), the following shall be substituted, namely:-

"For every 1000 kgs.or part thereof - Rs. 30-00";

(B) for "PART A4" the following shall be substituted, namely:-

"PART-A4

Life time tax for three wheelers including autorickshaws carrying passenger or goods not exceeding 1500 kgs. In weight laden either used for hire or reward or not.

| Item No. | Class of Vehicle | Rate of Tax in rupees |
|----------|--|---|
| 1 | 2 | 3 |
| A | At the time of registration of new vehicle | 2500-00 |
| B | If the vehicle is already registered and its age from the month of registration is; (i) Not more than 2 years (ii) more than 2 years but not more than 3 years (iii) more than 3 years but not more than 4 years (iv) more than 4 years but not more than 5 years (v) more than 5 years but not more than 6 years (vi) more than 6 years but not more than 7 years (vii) more than 7 years but not more than 8 years (viii) more than 8 years but not more than 9 years (ix) more than 9 years but not more than 10 years (x) more than 10 years | 2400-00 2300-00 2200-00 2100-00 2000-00 1900-00 1800-00 1700-00 1600-00 1500-00" |

(C) in part 'B':-

(1) for item 3, the following shall be substituted, namely:-

"3 (1) Goods vehicles including mobile canteen, mobile library van, mobile workshop, mobile clinic, X-ray van, cash van, (1) in weight laden,-

| | | | |
|-----|--|--|--|
| (a) | Not exceeding 3000 kgs. | - 100-00 | 300-00 |
| (b) | Exceeding 3000 kgs but not exceeding 5500 kgs. | - 200-00 | 600-00 |
| (c) | Exceeding 5500 kgs. but not exceeding 12000 kgs. | - 300-00 | 900-00 |
| (d) | Exceeding 12000 kgs. but not exceeding 15000 kgs. | - 450-00 | 1400-00 |
| (e) | Exceeding 15000 kgs. | - 460-00 plus 75-00 for every 250 kgs. or part thereof in excess of 15000 kgs. | 1380-00 plus 160-00 for every 250 kgs. or part thereof in excess of 15000 kgs. |

(2) Additional tax payable in respect of goods vehicles specified in paragraph (1) used for drawing trailers for each trailer in weight laden;

for every 1000 kgs. or part thereof - Rs. 25-00 75-00

Provided two or more goods vehicles shall not be chargeable under this item in respect of the same trailer."

(2) in item 3A, in columns 3 and 4, for the figures "340-00" and "920-00" the figures "360-00" and "950-00" shall respectively be substituted;

(3) in item 4, in sub-item (1),-

(a) for clause (a) the following shall be substituted, namely:-

"(a) Not more than five passengers for
every passenger 10-00 30-00"

(b) clauses (b) and (c) shall be omitted;

(4) in item 6, in columns 3 and 4, for the figures "300-00" and "600-00" the figures "400-00" and "1000-00" shall respectively be substituted;

(5) in item 7, in columns 3 and 4, for the figures "400-00" and "800-00" the figures "700-00" and "1400-00" shall respectively be substituted;

(6) for item 8, the following shall be substituted, namely:-

"8. Omni Buses, Private Service Vehicles,-

(1) other than those owned by Educational Institutions, vehicles permitted to carry,-

(a) upto 12 persons

| | | |
|------------------|-------|--------|
| for every person | 75-00 | 100-00 |
|------------------|-------|--------|

(b) exceeding 12 persons

| | | |
|------------------|--------|--------|
| for every person | 100-00 | 200-00 |
|------------------|--------|--------|

(2) owned by Educational Institutions,-

| | | |
|------------------|-------|--------|
| for every person | 10-00 | 30-00" |
|------------------|-------|--------|

(7) in item 10, for clauses (a) to (g) the following shall be substituted, namely:-

| | | |
|-----------------------------|--------|--------|
| "(a)Not exceeding 7500 kgs. | 150-00 | 400-00 |
|-----------------------------|--------|--------|

(b) exceeding 7500 kgs. but

| | | |
|--------------------------|--------|--------|
| not exceeding 15000 kgs. | 300-00 | 900-00 |
|--------------------------|--------|--------|

| | | |
|--------------------------|-----------|------------|
| (c) Exceeding 15000 kgs. | 300-00 | 900-00 |
| | + Rs.40/- | + Rs. 80/- |
| | for every | for every |
| | 250 Kgs | 250 Kgs |
| | or part | part |
| | thereof | thereof |
| | in excess | in excess |
| | of 15000 | of 15000 |
| | Kgs | Kgs" |

(8) for item 12, the following shall be substituted, namely:-

"12. Fire engines, fire tenders and road
water sprinklers in weight laden,-

(1) for every 1000 kgs. or part thereof
10-00 30-00

(2) Additional tax payable in respect of
such vehicles used for drawing trailers
including fire engines, trailers pumps
for each trailer with weight laden:

for every 1000 kgs.
or part thereof 5-00 20-00

Provided that two or more vehicles shall not be
chargeable under this clause in respect of the
same trailers."

(9) items 14, 15 and 15A shall be omitted;

(10) for item 16, the following shall be substituted,
namely:-

"16. Motor cars including imported cars whether
owned by companies or not, campers van not used for
hire or reward and motor vehicles other than those liable
to tax under the foregoing provisions of this schedule, in
weight unladen,-

(a) for every 1000 kgs. or part thereof 75-00 200-00

(b) Additional tax payable in respect of such vehicles used for
drawing trailers,-

for every 1000 kgs. or part thereof 10-00 30-00

(D) for part C2, the following shall be substituted, namely:-

"PART C2

Refund table for three wheelers including
Autorickshaws carrying passenger or goods
Not exceeding 1500 kgs. In weight laden either
Used for hire or reward or not.
(see section 7(3)).

| Sl.No. | Scale of refund | Amount of refund in rupees |
|--------|---|-------------------------------|
| (1) | (2) | (3) |
| | If after the registration, removal of vehicles or cancellation of registration of vehicles takes place; | |
| (i) | Within 2 years | 2400.00 |
| (ii) | After 2 years but within 3 years | 2300.00 |
| (iii) | After 3 years but within 4 years | 2200.00 |
| (iv) | After 4 years but within 5 years | 2100.00 |
| (v) | After 5 years but within 6 years | 2000.00 |
| (vi) | After 6 years but within 7 years | 1900.00 |
| (vii) | After 7 years but within 8 years | 1800.00 |
| (viii) | After 8 years but within 9 years | 1700.00 |
| (ix) | After 9 years but within 10 years | 1600.00 |
| (x) | After 10 years | NIL" |

7. Power to remove difficulty.- If any difficulty arises in giving effect to the provisions of the Principal Act, as amended by this Act, the State Government may, by notification in the Official Gazette, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty;

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

KARNATAKA ACT NO. 12 OF 2002
THE KARNATAKA MOTOR VEHICLES TAXATION AND
OTHER LAW (AMENDMENT) Act, 2002

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of the Karnataka Motor Vehicles Taxation Act, 1957
3. Amendment of the Karnataka Stamp Act, 1957

STATEMENT OF OBJECTS AND REASONS

To give effect to the announcement made in the Budget Speech it is proposed to amend the Motor Vehicles Tax Act, 1957 and the Karnataka Stamp Act, 1957.

Hence the Bill.

(L.A. Bill No. 25 of 2002)

KARNATAKA ACT NO. 12 OF 2002

*(First published in the Karnataka Gazette Extra-ordinary on the
Twenty Third day of August, 2002)*

**THE KARNATAKA MOTOR VEHICLES TAXATION AND
OTHER LAW (AMENDMENT) ACT, 2002**

*(Received the assent of the Governor on the twenty third day of
August, 2002)*

An Act further to amend the Karnataka Motor Vehicles
Taxation Act, 1957 and the Karnataka Stamp Act, 1957.

Whereas it is expedient further to amend the Karnataka
Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957)
and the Karnataka Stamp Act, 1957. (Karnataka Act 34 of 1957)
for the purposes hereinafter appearing.

Be it enacted by the Karnataka State Legislature in the fifty
third year of the Republic of India, as follows:-

1. Short title and commencement.- (1) This Act may be
called the Karnataka Motor Vehicles Taxation and Other Law
(Amendment) Act, 2002.

(2) It shall be deemed to have come into force on the First
day of April, 2002.

(Published in the Karnataka Gazette Part IV-A Extra Ordinary No. 1237 dated
23-8-2002 in Notification No. Éâ°À&XµÖE 31 µÖÉâ}â 2002)

2. Amendment of the Karnataka Motor Vehicles Taxation Act, 1957.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957), in section 3A in sub-section (1) for the words “for the purpose of equity investment in the infrastructure Development Corporation (Karnataka) Limited and”, the words “for the purpose of various infrastructure projects across the State and for the purpose of equity investment in the” shall be substituted.

3. Amendment of the Karnataka Stamp Act, 1957.- In the Karnataka Stamp Act, 1957. (Karnataka Act 34 of 1957), in section 3B in sub-section (1) for the words “for the purpose of equity investment in the infrastructure Development Corporation (Karnataka) Limited and”, the words “for the purpose of various infrastructure projects across the State and for the purpose of equity investment in the” shall be substituted.

KARNATAKA ACT NO. 9 OF 2003
THE KARNATAKA MOTOR VEHICLES TAXATION AND
CERTAIN OTHER LAW (AMENDMENT) ACT, 2003

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of Karnataka Act 35 of 1957
3. Repeal of Karnataka Act 21 of 1976
4. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

(As appended to at the time of Introduction)

It is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) and to repeal the Karnataka Contract Carriages (Acquisition) Act, 1976 (Karnataka Act 21 of 1976) to give effect to the proposals made in the Budget Speech and matters connected therewith. Certain consequential amendments are also made.

Hence, the Bill.

(LA Bill No.6 of 2003)

(Entry 57 of List-II of the Seventh Schedule to the Constitution of India)

KARNATAKA ACT NO. 9 OF 2003

*(First published in the Karnataka Gazette Extra-ordinary on the
thirty first day of March, 2003)*

**THE KARNATAKA MOTOR VEHICLES TAXATION AND
CERTAIN OTHER LAW (AMENDMENT) ACT, 2003**

*(Received the assent of the Governor on the twenty ninth day
of March, 2003)*

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957 and to repeal the Karnataka Contract Carriages (Acquisition) Act, 1976.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) and to repeal the Karnataka Contract Carriages (Acquisition) Act, 1976 (Karnataka Act 21 of 1976) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the fifty fourth year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called as the Karnataka Motor Vehicles Taxation and Certain Other Law (Amendment) Act, 2003.

(2) It shall come into force with effect from the first day of April, 2003.

2. Amendment of Karnataka Act 35 of 1957.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957),-

(1) in sub-section (3) of section 7, for the words, letter and figure "and Part C3", the words, letters and figures "Part C3 and Part C4" shall be substituted.

(2) in section 10,-

(Published in the Karnataka Gazette Part IV-A Extra Ordinary No. 334 dated 31-3-2003 in Notification No. ÉâÀÂXµÖE 15 µÖÉâ}â 2003)

(i) in the opening paragraph,-

(a) in item (i), for the words “three percentum”, the words “five percentum” shall be substituted;

(b) in item (ii), for the words “six percentum”, the words “seven percentum” shall be substituted;

(ii) in clause (b), for the words “three percentum or six percentum as the case may be”, the words “five percentum or seven percentum as the case may be” shall be substituted.

(3) in the schedule, in part A,-

(A) (1) in item 5 for sub-item (a), the following shall be substituted, namely:-

| | | |
|---------|--|-----------|
| "(a)(i) | Motor vehicles (contract carriages) plying for hire or reward and constructed or adopted to carry more than 12 passengers (excluding-driver and conductor/attendant) and covered by permit issued under section 74 of the Motor Vehicles Act, 1988 and complying with rule 151(2) of the Karnataka Motor Vehicles Rules, 1989, for every passenger | 750-00 |
| (ii) | Motor vehicles(contract carriages) plying for hire or reward and constructed or adopted to carry more than 12 passengers (excluding-driver and conductor/attendant) and covered by permit issued under section 74 of the Motor Vehicles Act, 1988 and complying with rule 128 of the Central Motor Vehicles Rules, 1989, for every passenger | 2000-00 ” |

(2) in item 6, in column 3, for the figures “2250-00”, the figures “2000-00” shall be substituted;

(3) in item 7, in column 3, for the figures "4000-00", the figures "3000-00" shall be substituted.

(B). (1). For "part A5", the following shall be substituted, namely:-

"Part A 5

(See section 3 (1))

Life Time Tax for Motor Cars, Jeeps, Omni Buses and Private Service Vehicles.

| Item Number | Class of vehicles | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq. Mts. cost of which does not exceed Rs.10 Lakhs. | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 SQ. Mts. cost of which exceeds Rs.10 Lakhs |
|-------------|---|---|--|
| (1) | (2) | (3) | (4) |
| A | At the time of Registration of New Vehicles | 9 percent of the Cost of the Vehicle | 10 percent of the Cost of the Vehicle |
| B | If the vehicle is already registered and its age from the month of Registration is :- | Percentage of the lifetime tax levied under Clause A | Percentage of the life time tax levied under Clause A |
| I) | Not More than 2 Years | 93% | 93% |
| II) | More than 2 Years but not more than 3 Years | 87% | 87% |

| (1) | (2) | (3) | (4) |
|-------|---|-----|-----|
| III) | More than 3 Years but not more than 4 Years | 81% | 81% |
| IV) | More than 4 Years but not more than 5 Years | 75% | 75% |
| V) | More than 5 Years but not more than 6 Years | 69% | 69% |
| VI) | More than 6 Years but not more than 7 Years | 64% | 64% |
| VII) | More than 7 Years but not more than 8 Years | 59% | 59% |
| VIII) | More than 8 Years but not more than 9 Years | 54% | 54% |
| IX) | More than 9 Years but not more than 10 Years | 49% | 49% |
| X) | More than 10 Years but not more than 11 Years | 45% | 45% |
| XI) | More than 11 Years but not more than 12 Years | 41% | 41% |
| XII) | More than 12 Years but not more than 13 Years | 37% | 37% |

| (1) | (2) | (3) | (4) |
|-------|---|-----|-----|
| XIII) | More than 13 Years but not more than 14 Years | 33% | 33% |
| XIV) | More than 14 Years but not more than 15 Years | 29% | 29% |
| XV) | More than 15 Years | 25% | 25% |

Note: In case the purchase invoice of the vehicle could not be produced for any reason, the cost of the vehicle for the purpose of levy of the tax shall be the present cost of the vehicle manufactured by the same manufacturer which is closer in weight or cc to the vehicle on which tax is being levied.

(C) In part C3 in the heading the following shall be inserted at the end, namely:-

"in respect of which life time tax is paid from
1.4.2000 to 31.3.2003.

(D) After "PART C3", the following shall be inserted, namely;

" Part C4

(See section 7(3))

Refund table for motor cars, jeeps, Omni buses, Private Service vehicles having floor area upto 5 square meters irrespective of the cost of the vehicles in respect of which life time tax is paid on or after 1.4.2003

| | | |
|-------|---|--|
| | If after the registration removal of vehicles or cancellation of registration of vehicles takes place | Motor Cars and Jeeps Omni Buses and Private Service Vehicles having floor Area upto 5 Sq. mts. irrespective of the cost of the vehicle. |
| (1) | (2) | (3) |
| | | Percentage of tax levied |
| I) | Within a Year | 93 |
| II) | After 1 Year but within 2 Years | 87 |
| III) | After 2 Year but within 3 Years | 81 |
| IV) | After 3 Year but within 4 Years | 75 |
| V) | After 4 Year but within 5 Years | 69 |
| VI) | After 5 Year but within 6 Years | 64 |
| VII) | After 6 Year but within 7 Years | 59 |
| VIII) | After 7 Year but within 8 Years | 54 |
| IX) | After 8 Year but within 9 Years | 49 |
| X) | After 9 Year but within 10 Years | 45 |
| XI) | After 10 Year but within 11 Years | 41 |
| XII) | After 11 Year but within 12 Years | 37 |
| XIII) | After 12 Year but within 13 Years | 33 |
| XIV) | After 13 Year but within 14 Years | 29 |
| XV) | After 14 Year but within 15 Years | 25 |
| XVI) | After 15 Years | Nil |

Note: In case where the life time tax has been paid under Part A5 as prior to the first day of April 2003. The refund of tax shall

be under the refund table as in force prior to the first day of April 2003. "

3. Repeal of Karnataka Act 21 of 1976.- The Karnataka Contract Carriages (Acquisition) Act, 1976 (Karnataka Act 21 of 1976) is hereby repealed:

Provided that the provisions of section 6 of the Karnataka General Clauses Act, 1899 shall be applicable in respect of the repeal of the said Act.

4. Power to remove difficulty.- If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by notification in the Official Gazette, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

By Order and in the name of the
Governor of Karnataka

M.R. Hegde
Secretary to Government,
Department of Parliamentary Affairs
and Legislation.

KARNATAKA ACT NO. 2 OF 2004
THE KARNATAKA SALES TAX AND CERTAIN OTHER LAWS
(AMENDMENT) ACT, 2004

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of Karnataka Act 25 of 1957
3. Amendment of Karnataka Act 34 of 1957
4. Amendment of Karnataka Act 35 of 1957
5. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

To give effect to the proposals made in the Budget Speech of 2003-04, it is considered necessary to amend the Karnataka Sales Tax Act, 1957, the Karnataka Stamp Act, 1957 and the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

[L.A. BILL No. 7 OF 2004]

(Entries 54, 57 and 63 of List II of the Seventh Schedule to the Constitution of India)

KARNATAKA ACT NO. 2 OF 2004

(First Published in the Karnataka Gazette Extra-ordinary on the twenty ninth day of January, 2004)

**THE KARNATAKA SALES TAX AND CERTAIN OTHER LAWS
(AMENDMENT) ACT, 2004**

(Received the assent of the Governor on the twenty ninth day of January, 2004)

An Act further to amend the Karnataka Sales Tax and Certain Other Laws as in force in the State of Karnataka.

Whereas it is expedient to amend the Karnataka Sales Tax and Certain Other Laws for the purpose hereinafter appearing;

Be it enacted by the Karnataka State Legislature in Fifty-fourth year of the Republic of India, as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Sales Tax and Certain Other Laws (Amendment) Act, 2004.

(2) It shall come into force with effect from the first day of February, 2004.

2. Amendment of Karnataka Act 25 of 1957.- In the Karnataka Sales Tax Act, 1957 (Karnataka Act 25 of 1957), after section 6C the following sections may be inserted, namely:-

“ 6-D. Levy of road cess.- (1) In addition to the tax payable under section 5 or 5-A or 5-B or 5-C or 6, there shall be levied and collected by way of cess for the purpose of establishing a Road Maintenance Fund, a tax on sale or purchase effected by any dealer, at the rate of ten per cent of tax payable under the said sections:

Provided that no tax shall be payable under this section on sale or purchase in respect of which no tax is payable under section 5 or 5-A or 5-B or 5-C or 6.

(2) Nothing contained in this section shall apply to the goods specified in the Fourth Schedule.

(3) The provision of this Act and the rules made thereunder, shall so far as may be apply in relation to the levy, assessment, collection or refund of the cess, as they apply in relation to the levy, assessment, collection or refund of tax under the other provisions of this Act.

6-E. Levy of infrastructure cess.- (1) In addition to the tax payable under section 5 or 5-A or 5-B or 5-C or 6, there shall be levied and collected by way of cess for the purpose of various infrastructure projects across the State, equity investment in Bangalore Mass Rapid Transit Limited and establishing a Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi in the proportion of 57:28:15 respectively, a tax, on sale or purchase effected by any dealer, at the rate of five per cent of tax payable under the said sections:

Provided that no tax shall be payable under this section on sale or purchase in respect of which no tax is payable under section 5 or 5-A or 5-B or 5-C or 6.

(2) Nothing contained in this section shall apply to the goods specified in the Fourth Schedule.

(3) The provision of this Act and the rules made thereunder, shall so far as may be apply in relation to the levy, assessment, collection or refund of the cess, as they apply in relation to the levy, assessment, collection or refund of tax under other provisions of this Act.”

3. Amendment of Karnataka Act 34 of 1957.- In the Karnataka Stamp Act, 1957 (Karnataka Act 34 of 1957), in section 3-B, for sub-section (1), the following shall be substituted, namely:-

“ (1) Any instrument of conveyance exchange, settlement, gift or lease in perpetuity of immovable property chargeable with duty under section 3 read with articles of the schedule shall be chargeable with additional duty at the rate of ten per cent, on such duty chargeable on such instrument of conveyance, exchange, gift, settlement and lease in perpetuity, for the purpose of various infrastructure projects across the State, equity investment in the Bangalore Mass Rapid Transport Limited and for Mukhya Mantri Grameena Rasthe Aabhivrudhi Nidhi in the proportion of 57:28:15 respectively.”

4. Amendment of Karnataka Act 35 of 1957.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957),-

(1) in section 3-A, for sub-section (1), the following shall be substituted, namely:-

“ (1) There shall be levied and collected by way of cess for the purpose of various infrastructure projects across the State, equity investment in Bangalore Mass Rapid Transit Limited and establishing a Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi in the proportion of 57:28:15, respectively a tax at the rate of ten percentum of the tax levied under section 3 on Motor Vehicles registered under Motor Vehicles Act, 1988 (Central Act 59 of 1988).”

(2) Section 10-A shall be renumbered as section 10-AA and before the section as so renumbered, the following section shall be inserted, namely:-

“10-A. Levy of cess in the case of fleet owner.- (1) There shall be levied and collected by way of cess for the purpose of various infrastructure projects across the State, equity investment in Bangalore Mass Rapid Transit Limited and establishing a Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi in the proportion of 57:28:15 respectively a tax at the rate of ten percentum of the tax levied under section 10 on public service vehicles owned by a fleet owner.

(2) The cess levied under sub-section (1) shall be in addition to any tax levied under section 10.

(3) The provisions of the Act and the rules made thereunder including those relating to refund or exemption from tax shall, so far as may be, apply in relation to the levy, assessment and collection of the cess payable under sub-section (1), as they apply in relation to the levy, assessment and collection of motor vehicles tax levied under section 10.”

5. Power to remove difficulty.- If any difficulty arises in giving effect to the provisions of the principal Act, as amended by this Act, the State Government may, by notification in the Official Gazette, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

By Order and in the name of the Governor of Karnataka

M.R. HEGDE

Secretary to Government

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO. 6 OF 2004
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2004
Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of Schedule
3. Repeal and savings

STATEMENT OF OBJECTS AND REASONS

It is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) to specify clearly the life time tax to be paid motor vehicles under part A5 by,-

- (i) registered vehicles in other states prior to 1.4.2003 and migrated to State of Karnataka;
- (ii) vehicles not paid tax prior to 1.4.2003;
- (iii) vehicles which are to be paid tax on or after 1.4.2003.

Since the matter was urgent and as both the Houses of the State Legislature are not in session, the Karnataka Motor Vehicles Taxation (Amendment) Ordinance, 2003 (Karnataka Ordinance 7 of 2003) was promulgated, to achieve the above object.

This Bill seeks to replace the said ordinance.

Hence the Bill.

(L.A. BILL NO.3 OF 2004)

(Entry 57 of List II of the Seventh Schedule to the Constitution of India)

KARNATAKA ACT NO. 6 OF 2004

(First published in the Karnataka Gazette Extra-ordinary on the twenty ninth day of January, 2004)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2004

(Received the assent of the Governor on the twenty ninth day of January, 2004)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the fifty fourth year of the Republic of India as follows:

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2004.

(2) It shall be deemed to have come into force with effect from 1st day April, 2003.

2. Amendment of Schedule.- In the Schedule to the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957), (hereinafter referred to as the principal Act) in Part A5, for the Note, the following shall be substituted, namely:-

"NOTE:-

- (1) In respect of vehicles for which life time tax was due prior to the first day of April, 2003, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
- (2) In case of Motor Cars, Jeeps, Omni Buses and Private service vehicles having floor area up to five square meters registered in other States prior to the first day of April, 2003 and migrated to the State of Karnataka after that day, tax shall be levied as per Part A5 as existed prior to such day.
- (3) Purchase invoice for the purpose of levy of tax under this part shall be produced in respect of vehicles which are registered on or after the first day of April, 2003."

3. Repeal and savings.- (1) The Karnataka Motor Vehicles Taxation (Amendment) Ordinance, 2003 (Karnataka Ordinance 7 of 2003) is hereby repealed:

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act as amended by this Act.

By Order and in the name of the Governor of Karnataka

M.R. HEGDE

Secretary to Government

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO. 28 OF 2004
THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2004

Arrangement of Sections

Sections:

1. Short title and Commencement
2. Amendment of Schedule

STATEMENT OF OBJECTS AND REASONS

To give effect to the proposals made in the Budget Speech 2004-05, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957).

Hence the Bill.

(LA Bill No.20 of 2004)

(Entry 57 of list II of Seventh Schedule to the Constitution of India)

KARNATAKA ACT NO. 28 OF 2004

(First published in the Karnataka Gazette Extra-ordinary on the thirty first day of July, 2004)

THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2004

(Received the assent of the Governor on the thirty first day of July, 2004)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas, it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Fifty Fifth year of the Republic of India as follows:-

1. Short title and Commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2004.

(2) It shall come into force with effect from the first day of August, 2004.

2. Amendment of Schedule.- In the schedule to the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957), for part A5, the following shall be substituted, namely :-

"PART A5

(See section 3 (1))

Life Time Tax for Motor Cars, Jeeps, Omni Buses and Private Service Vehicles.

| Item No. | Class of vehicles | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mts. cost of which does not exceed Rs.5 Lakhs. | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mts. cost of which exceed Rs.5 Lakhs. but not exceeding Rs.10 lakhs. | Motor Cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 sq.mts. Cost of which exceeds Rs.10 Lakhs |
|----------|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 |
| A | At the time of Registration of New Vehicles | 9 percent of Cost of the Vehicle | 10 percent of Cost of the Vehicle | 12 percent of Cost of Vehicle |
| B | If the vehicle is already registered and its age from the month of Registration is :- | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A | Percent of the lifetime tax levied under Clause A |
| I)+ | Not More than 2 Years | 93% | 93% | 93% |
| II) | More than 2 Years but not more than 3 Years | 87% | 87% | 87% |
| III) | More than 3 Years but not more than 4 Years | 81% | 81% | 81% |
| IV) | More than 4 Years but not more than 5 Years | 75% | 75% | 75% |
| V) | More than 5 Years but not more than 6 Years | 69% | 69% | 69% |
| VI) | More than 6 Years but not more than 7 Years | 64% | 64% | 64% |
| VII) | More than 7 Years but not more than 8 Years | 59% | 59% | 59% |
| VIII) | More than 8 Years but not more than 9 Years | 54% | 54% | 54% |
| IX) | More than 9 Years but not more than 10 Years | 49% | 49% | 49% |
| X) | More than 10 Years but not more than 11 Years | 45% | 45% | 45% |

| (1) | (2) | (3) | (4) | (5) |
|-------|---|-----|-----|-----|
| XI) | More than 11 Years but not more than 12 Years | 41% | 41% | 41% |
| XII) | More than 12 Years but not more than 13 Years | 37% | 37% | 37% |
| XIII) | More than 13 Years but not more than 14 Years | 33% | 33% | 33% |
| XIV) | More than 14 Years but not more than 15 Years | 29% | 29% | 29% |
| XV) | More than 15 Years | 25% | 25% | 25% |

1. In respect of vehicles for which lifetime tax was due prior to the first day of April 2003, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due if any.
2. In case of Motor Cars, Omni Buses and Private service vehicles having floor area upto 5 Sq.mtrs registered in other States prior to the first day of April 2003 and migrated to the State of Karnataka after that day, tax shall be levied as per Part-A5 as existed prior to such day.
3. Purchase invoice for the purpose of levy of tax under this part shall be produced in respect of vehicles which are registered on or after first day of April 2003.
4. The rates specified in this part shall not apply to vehicles owned by Central Government employees or defence personnel”.

3. Power to remove difficulty.- If any difficulty arises in giving effect to the provisions of the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2004, the State Government may, by notification in the Official Gazette, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty;

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

By Order and in the name of the Governor of Karnataka,

G.DAKSHINA MOORTHY

Secretary to Government,

Department of Parliamentary Affairs and Legislation.

Karnataka Act No. 12 of 2005
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2005
Arrangement of Sections

Sections:

1. Short title and commencement.
2. Amendment of Section 7
3. Amendment of Schedule
4. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

To give effect to the proposals made in the Budget speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957).

Hence the Bill.

[L.A. Bill No. 11 of 2005]

(Entry 57 of list II of Seventh Schedule to the Constitution of India.)

Karnataka Act No. 12 of 2005

(First published in the Karnataka Gazette Extra-ordinary on the thirty first day of March, 2005)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2005

(Received the assent of the Governor on the thirty first day of March, 2005)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing:

Be it enacted by the Karnataka State Legislature in the fifty-sixth year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called as the Karnataka Motor Vehicles Taxation (Amendment) Act, 2005.

(2) It shall come into force with effect from the first day of April 2005.

2. Amendment of Section 7.- In sub-section (3) of section 7 of the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act) for the words, letters and figures “ Part C, Part C1, Part C2 and Part C3” the words, letters and figures “Part C, Part CC, Part C1, Part C2 and Part C3” shall be substituted.

3. Amendment of Schedule.- In the Schedule to the principal Act,-

(A) in part ‘A’,-

(i) in item 3A, in column (3), for the figures, words and letters “2,100-00 plus Rs.50-00 for every 250 Kgs, or part thereof in excess of 15,000 Kgs”, the letters, figures and words “Rs.2,200-00 plus Rs.75-00 for every 250 Kgs, or part thereof in excess of 15,000 Kgs” shall be substituted.

(ii) The entries relating to item 6 shall be re-numbered as sub-item (a) thereof and after the entry is so renumbered, the following sub-item shall be inserted, namely:-

“(b) Air conditioned Integral/ Monocoque motor vehicle having 160 HP and above and complying Rule 128 of Central Motors Vehicles Rules 1989 or the Motor Vehicles (All India Permit for Tourist Transport operators) Rules 1993 covered by All India permits issued under sub-section (9) of section 88 of the Motor Vehicles Act, 1988 and plying for hire or reward permitted to carry more than twelve passengers (excluding Driver and Conductor/Attendant) for every passenger:

Rs.1500-00”

(iv) in item 10, in column (3), for the figures, words and letters “2,200-00 plus Rs.35-00 for every 250 Kgs, or part thereof in excess of 15,000 Kgs”, the letters, figures and words “Rs. “2,300-00 plus Rs.75-00 for every 250 Kgs, or part thereof in excess of 15,000 Kgs” shall be substituted.

(B) for part ‘A 1’, the following shall be substituted, namely:-

“PART A1

(See section 3 (1))

LIFE TIME TAX FOR TWO WHEELERS- PART A1

| Item No. | Class of Vehicles | vehicles not exceeding 75 cc whose cost does not exceed Rs.50,000 | vehicles exceeding 75 cc but not 300 cc whose cost does not exceed Rs.50,000 | vehicles exceeding 300 cc or Motor Cycles attached with side car or trailer whose cost does not exceed Rs.50,000 | Motor cycles cost of which exceeds Rs.50,000 |
|----------|---|---|--|--|--|
| 1 | 2 | 3 | 4 | 5 | 6 |
| A | At the time of Registration of New Vehicles | 7 percent of Cost of the Vehicle | 7 percent of Cost of the Vehicle | 7 percent of Cost of the Vehicle | 9 percent of Cost of the Vehicle |
| B | If the vehicle is already registered and its age from the month of Registration is: | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A | Percentage of the lifetime tax levied under Clause A |
| (1) | Not More than 2 Years | 93% | 93% | 93% | 93% |
| (2) | More than 2Years but not more than 3 Years | 87% | 87% | 87% | 87% |
| (3) | More than 3Years but not more than 4 Years | 81% | 81% | 81% | 81% |
| (4) | More than 4Years but not more than 5 Years | 75% | 75% | 75% | 75% |
| (5) | More than 5Years but not more than 6 Years | 69% | 69% | 69% | 69% |
| (6) | More than 6Years but not more than 7 Years | 64% | 64% | 64% | 64% |

| 1 | 2 | 3 | 4 | 5 | 6 |
|------|---|-----|-----|-----|-----|
| (7) | More than 7Years but not more than 8 Years | 59% | 59% | 59% | 59% |
| (8) | More than 8Years but not more than 9Years | 54% | 54% | 54% | 54% |
| (9) | More than 9 Years but not more than 10 Years | 49% | 49% | 49% | 49% |
| (10) | More than 10 Years but not more than 11 Years | 45% | 45% | 45% | 45% |
| (11) | More than 11 Years but not more than 12 Years | 41% | 41% | 41% | 41% |
| (12) | More than 12Years but not more than 13Years | 37% | 37% | 37% | 37% |
| (13) | More than 13 Years but not more than 14 Years | 33% | 33% | 33% | 33% |
| (14) | More than 14 Years but not more than 15 Years | 29% | 29% | 29% | 29% |
| (15) | More than 15Years | 25% | 25% | 25% | 25% |

Note :-

1. In respect of vehicles for which lifetime tax was due prior to the 1st day of April 2005, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. In case of motor vehicles registered in other States prior to the 1st day of April, 2005 and migrated to the State of Karnataka after that day, tax shall be levied as per part-A1 as existed prior to such day.
3. Purchase invoice for the levy of tax under this part shall be produced in respect of vehicles which are registered on or after 1st day of April, 2005."

(C) in Part A4, for the headings, the following shall be substituted, namely:-

"Lifetime tax for three wheeler Auto rickshaw carrying passengers (3+1) and goods carrier having Gross Vehicle Weight not exceeding 1500 Kgs. either used for hire or reward or not."

(D) After "Part C", the following shall be inserted, namely:-

“PART CC

(See section 7 (3))

**Refund table for two wheelers irrespective of the cost of the vehicles in respect of which
Life Time Tax is paid on or after 01.04.2005.**

| | If after the registration removal of vehicles or cancellation of Registration of vehicle takes place | Two wheelers irrespective of the cost of the vehicle (percentage of tax to be refunded) |
|------|--|---|
| 1 | 2 | 3 |
| (1) | Within a Year | 93% |
| (2) | After 1 Year but within 2 years | 87% |
| (3) | After 2 Year but within 3 years | 81% |
| (4) | After 3 Year but within 4 years | 75% |
| (5) | After 4 Year but within 5 years | 69% |
| (6) | After 5 Year but within 6 years | 64% |
| (7) | After 6 Year but within 7 years | 59% |
| (8) | After 7 Year but within 8 years | 54% |
| (9) | After 8 Year but within 9 years | 49% |
| (10) | After 9 Year but within 10 years | 45% |
| (11) | After 10 Year but within 11 years | 41% |
| (12) | After 11 Year but within 12 years | 37% |
| (13) | After 12 Year but within 13 years | 33% |
| (14) | After 13 Year but within 14 years | 29% |
| (15) | After 14 Year but within 15 years | 25% |
| (16) | After 15 Years | Nil |

Note: Incase where the Life time tax has been paid under Part A 1 as prior to the first day of April 2005 the refund of tax shall be under the refund table as in force prior to the first day of April 2005.”

4. Power to remove difficulty.- If any difficulty arises in giving effect to the provisions of the Principal Act, as amended by this Act, the State Government may, by notification in the Official Gazette, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty;

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

By order and in the name of the Governor of Karnataka

G. Dakshina Moorthy

Secretary to Government,

Department of Parliamentary Affairs and Legislation.

KARNATAKA ACT No. 6 of 2006
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2006

Arrangement Sections

Sections:

1. Short title and commencement
2. Amendment of Section 3
3. Amendment of section 4
4. Amendment of Schedule

STATEMENT OF OBJECTS AND REASONS

To give effect to the proposals made in the Budget Speech, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957)

Hence the Bill.

[L.A. Bill No. 11 of 2006]

KARNATAKA ACT No.6 of 2006

(First Published in the Karnataka Gazette Extra-ordinary on the thirty first day of March, 2006)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2006

(Received the assent of the Governor on the thirty first day of March 2006)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing:

Be it enacted by the Karnataka State Legislature in the Fifty-seventh year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called as the Karnataka Motor Vehicles Taxation (Amendment) Act, 2006.

(2) It shall come into force with effect from the First day of April 2006.

2. Amendment of Section 3.- In section 3 of the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act), in sub-section (1),-

- (i) in the first proviso, after the words “defence personnel” the words “or employees of public sector undertakings owned by Government of India including nationalised banks” shall be inserted;
- (ii) in the fourth proviso, in clause (b), after the words “defence personnel” the words “or employees of public sector undertakings owned by Government of India including nationalised banks” shall be inserted.

3. Amendment of section 4.- In section 4 of the principal Act, in sub-section (1), in the third proviso, after the words “defence personnel” the words “or employees of public sector undertakings owned by Government of India including nationalised banks” shall be inserted.

4. Amendment of Schedule.- In the Schedule to the principal Act, in Part A,-

(1) in item 1, in column 2, after the words “defence personnel” the words “or employees of public sector undertakings owned by Government of India including nationalised banks” shall be inserted.

(2) in item 3A, in column 3, for the letters and figures “Rs.75/-” the letters and figures “Rs.50/-” shall be substituted.

(3) in item 10, in column 3, for the letters and figures “Rs.75/-” the letters and figures “Rs.35/-” shall be substituted.

(4) in item 14, in sub-item (2), after the words “defence personnel” the words “or employees of public sector undertakings owned by Government of India including nationalised banks” shall be inserted.

By Order and in the name of the Governor of
Karnataka

G.K. BOREGOWDA

Secretary to Government,
Department of Parliamentary Affairs and Legislation.

KARNATAKA ACT No. 8 of 2007
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2007
Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 4
4. Amendment of Section 7
5. Amendment of Section 10
6. Substitution of Section 15
7. Amendment of the Schedule

STATEMENT OF OBJECTS AND REASONS

Amending Act 8 of 2007.— To give effect to the proposals made in the Budget speech of 2007-2008, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957).

Hence, the Bill.

[L.A. Bill No. 18 of 2007]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT No. 8 of 2007

(First Published in the Karnataka Gazette Extra-ordinary on the thirtieth day of March, 2007)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2007

(Received the assent of the Governor on the thirtieth day of March 2007)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purpose hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Fifty eighth year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2007.

(2) It shall come into force with effect from the First day of April, 2007.

2. Amendment of Section 3.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act), in section 3,-

(1) in sub-section (1), in the fourth proviso, after clause (a), the following shall be inserted, namely:-

“(aa) In case of goods vehicles having gross vehicle weight exceeding 1,500 kgs but not exceeding 3,000 Kgs in weight laden, whether used for hire or reward or not, tax shall be levied at the rates specified in Part A6 of the Schedule”.

(2) after sub-section (4), the following shall be inserted, namely:-

“(5) Notwithstanding anything contained in sub-sections of (1) to (4), a tax at the rate specified in Part ‘E’ of the Schedule shall be levied on all motor vehicles including chassis, requiring temporary registration.”

3. Amendment of Section 4.- In section 4 of the principal Act, in sub section (1), after the third proviso, the following shall be inserted, namely:-

“Provided further that in case of goods vehicles having gross vehicle weight exceeding 1,500 kgs but not exceeding 3,000 kgs in weight laden, in respect of which tax is already paid prior to 1st day of April, 2007, the tax specified in clause (aa) to the fourth proviso to sub-section (1) of Section 3, shall be levied after the expiry of the period for which the tax is paid under sub-section (1) and such tax shall be paid within one month from the date of commencement of the Karnataka Motor Vehicles Taxation (Amendment) Act, 2007.”

4. Amendment of Section 7.- In section 7 of the principal Act, in sub-section (3), for the words, letters and figures “Part C, Part CC, Part C1, Part C2, Part C3 and Part C4”, the words, letters and figures “Part C, Part CC, Part C1, Part C2, Part C3, Part C4 and Part C5” shall be substituted.

5. Amendment of Section 10.- In section 10 of the principal Act, in clause (ii), after sub-clause (h), the following explanation shall be inserted, namely:-

“**Explanation :** For the purpose of this section, gross revenue from fares and freights shall not include the amount reimbursed by the Government in respect of concessional passes issued by the Fleet Owner.”

6. Substitution of Section 15.- For section 15 of the principal Act, the following shall be substituted, namely:-

“**15. Appeals.-** (1) Any person who is aggrieved by any order of a Taxation Authority made under this Act, may within the prescribed time and in the prescribed manner, appeal to the prescribed authority.

(2) (a) No appeal shall be entertained by the appellate authority unless it is accompanied by satisfactory proof of the payment of the tax not disputed in the appeal.

(b) Notwithstanding that an appeal has been preferred under sub-section (1), the tax or other amount shall be paid in accordance with the order against which the appeal has been preferred:

Provided that the appellate authority may, in its discretion, give directions as it thinks fit in regard to the payment of the tax or other amount payable under clause (b), if the applicant furnishes sufficient security to its satisfaction in such form and in such manner as may be prescribed.

(3) Any appeal preferred after the prescribed period shall be dismissed."

7. Amendment of the Schedule.- In the Schedule to the principal Act,-

(1) In Part A.-

(i) In item 3, in sub-item (1), clause (a) and entries relating thereto shall be omitted.

(ii) In item 3A, in column 3, for the words, figures and letters "2200.00 plus Rs.50.00 for every 250 kgs. or part thereof in excess of 15000kgs" the words, figures and letters "Rs.2200.00 plus Rs. 75.00 for every 250 Kgs. or part thereof in excess of 15000 Kgs" shall be substituted.

(iii) In item No. 5(a)(i),-

(a) in column 2, the words and figures "and covered by permit issued under section 74 of the Motor Vehicles Act, 1988" shall be and shall always be deemed to have been omitted.

(b) in column 3, for the figures "750.00", the figures "1000.00" shall be substituted.

(iv) In item No.5(a)(ii),-

(a) in column 2, the words and figures "and covered by permit issued under section 74 of the Motor Vehicles Act, 1988 and complying with rule 128 of the Central Motor Vehicles Rules 1989" the words and figures "other than those liable to be taxed under item 5(a) (i)" shall be and shall always be deemed to have been substituted.

(b) in column 3, for the figures "2000.00", the figures "2500.00" shall be substituted.

(v) In item No.5(b), in column 3, for the figures "600.00", the figure "700.00" shall be substituted.

(vi) In item 6,-

(a) in clause (a), in column 3, for the figures "2000.00" the figures "2500.00" shall be substituted;

(b) clause (b) and entries relating thereto shall be omitted.

(vii) For item 7, the following shall be substituted, namely:-

"7 (a) Campers van used for hire or reward based on 4700.00
floor area for every square meter

(b) Motor vehicles registered as sleeper coaches and
permitted to carry more than 12 passengers
(excluding the driver and conductor or attendant) for
every sleeper which the vehicle is permitted to carry

3000.00"

(viii) In item 8A,-

(a) in clause (a), in column 3, for the figures "1000.00" the figures "1100.00" shall be substituted;

(b) in clause (b), in column 3, for the figures "1050.00", the figures "1200.00" shall be substituted;

- (c) in clause (c), in column 3, for the figures "1150.00", the figures "1300.00" shall be substituted;
- (d) in clause (d), in column 3, for the figures "1300.00", the figures "1500.00" shall be substituted.

(ix) In Item 10, in clause (g), in column 3, for the figures and words, "2300.00 plus Rs. 35.00 for every 250 Kgs, or part thereof in excess of 15000 Kgs", the figures and words "Rs.2300.00 plus Rs. 75.00 for every 250 Kgs or part thereof in excess of 15000 Kgs" shall be substituted.

(2) For Part A1, the following shall be substituted, namely:-

**" Part A1
[See Section 3(1)]
Lifetime Tax for Two-wheelers**

| Sl. No. | Class of vehicles | Motor cycles whose cost does not exceed Rs.50,000 | Motor cycles cost of which exceeds Rs.50,000 |
|---------|--|---|---|
| A. | At the time of Registration of New Vehicles. | 8 Percent of cost of the vehicle. | 10 percent of the cost of the vehicle. |
| B. | If the vehicle is already registered and its age from the month of Registration is : | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A |
| 1. | Not more than 2 years | 93% | 93% |
| 2. | More than 2 years but not more than 3 years | 87% | 87% |
| 3. | More than 3 years but not more than 4 years | 81% | 81% |
| 4. | More than 4 years but not more than 5 years | 75% | 75% |
| 5. | More than 5 years but not more than 6 years | 69% | 69% |
| 6. | More than 6 years but not more than 7 years | 64% | 64% |
| 7. | More than 7 years but not more than 8 years | 59% | 59% |
| 8. | More than 8 years but not more than 9 years | 54% | 54% |
| 9. | More than 9 years but not more than 10 years | 49% | 49% |
| 10. | More than 10 years but not more than 11 years | 45% | 45% |
| 11. | More than 11 years but not more than 12 years | 41% | 41% |
| 12. | More than 12 years but not more than 13 years | 37% | 37% |
| 13. | More than 13 years but not more than 14 years | 33% | 33% |
| 14. | More than 14 years but not more than 15 years | 29% | 29% |
| 15. | More than 15 years | 25% | 25% |

Notes :

1. In respect of vehicles for which lifetime tax was due prior to the 1st day of April, 2007, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. Purchase invoice shall be produced in respect of vehicles which are registered on or after 1st day of April 2007.
3. Cost of the vehicle in relation to a motor vehicle means –
 - (a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax etc., as payable in the State of Karnataka; and
 - (b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department."

(3) For Part A5 of the Schedule, the following shall be substituted, namely:-

" Part A5
[See Section 3(1)]
Lifetime Tax for Motor Cars, Jeeps, Omni Buses and Private Service Vehicles

| Sl. No. | Class of vehicles | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which does not exceed Rs.5 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.5 Lakhs but not exceeding Rs.10 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.10 Lakhs |
|---------|--|---|---|--|
| A. | At the time of Registration of New Vehicles. | 10 Percent of cost of the vehicle. | 11 percent of the cost of the vehicle. | 14 percent of the cost of the vehicle. |
| B. | If the vehicle is already registered and its age from the month of Registration is : | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A |
| 1. | Not more than 2 years | 93% | 93% | 93% |
| 2. | More than 2 years but not more than 3 years | 87% | 87% | 87% |
| 3. | More than 3 years but not more than 4 years | 81% | 81% | 81% |
| 4. | More than 4 years but not more than 5 years | 75% | 75% | 75% |
| 5. | More than 5 years but not more than 6 years | 69% | 69% | 69% |
| 6. | More than 6 years but not more than 7 years | 64% | 64% | 64% |
| 7. | More than 7 years but not more than 8 years | 59% | 59% | 59% |

| Sl. No. | Class of vehicles | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which does not exceed Rs.5 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.5 Lakhs but not exceeding Rs.10 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.10 Lakhs |
|---------|---|---|---|--|
| 8. | More than 8 years but not more than 9 years | 54% | 54% | 54% |
| 9. | More than 9 years but not more than 10 years | 49% | 49% | 49% |
| 10. | More than 10 years but not more than 11 years | 45% | 45% | 45% |
| 11. | More than 11 years but not more than 12 years | 41% | 41% | 41% |
| 12. | More than 12 years but not more than 13 years | 37% | 37% | 37% |
| 13. | More than 13 years but not more than 14 years | 33% | 33% | 33% |
| 14. | More than 14 years but not more than 15 years | 29% | 29% | 29% |
| 15. | More than 15 years | 25% | 25% | 25% |

Notes :

1. In respect of vehicles for which lifetime tax was due prior to the 1st day of April, 2007, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. Purchase invoice shall be produced in respect of vehicles which are registered on or after 1st day of April 2007.
3. Cost of the vehicle in relation to a motor vehicle means –

(a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax etc., as payable in the State of Karnataka; and

(b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department."

(4) After Part A5 of the Schedule, the following shall be inserted, namely:-

**" Part A6
(See Section 3(1))**

Life time tax for goods vehicles having gross vehicle weight exceeding 1,500 kgs but not exceeding 3,000 Kgs in weight laden, whether used for hire or reward or not.

| Item No. | Class of vehicles | Goods vehicle having gross vehicle weight exceeding 1500 Kgs and not exceeding 2000 Kgs Rs. | Goods vehicle having gross vehicle weight exceeding 2000 Kgs and not exceeding 3000 Kgs – Rs. |
|----------|--|---|---|
| 1 | 2 | 3 | 4 |
| A. | At the time of registration of new vehicle | 10000.00 | 15,000 |
| B. | If the vehicle is already registered and its age from the month of Registration is : | | |

| Item No. | Class of vehicles | Goods vehicle having gross vehicle weight exceeding 1500 Kgs and not exceeding 2000 Kgs Rs. | Goods vehicle having gross vehicle weight exceeding 2000 Kgs and not exceeding 3000 Kgs – Rs. |
|----------|---|---|---|
| 1. | Not more than 2 years | 9300.00 | 13950.00 |
| 2. | More than 2 years but not more than 3 years | 8700.00 | 13050.00 |
| 3. | More than 3 years but not more than 4 years | 8100.00 | 12150.00 |
| 4. | More than 4 years but not more than 5 years | 7500.00 | 11250.00 |
| 5. | More than 5 years but not more than 6 years | 6900.00 | 10350.00 |
| 6. | More than 6 years but not more than 7 years | 6400.00 | 9600.00 |
| 7. | More than 7 years but not more than 8 years | 5900.00 | 8850.00 |
| 8. | More than 8 years but not more than 9 years | 5400.00 | 8100.00 |
| 9. | More than 9 years but not more than 10 years | 4900.00 | 7350.00 |
| 10. | More than 10 years but not more than 11 years | 4500.00 | 6750.00 |
| 11. | More than 11 years but not more than 12 years | 4100.00 | 6150.00 |
| 12. | More than 12 years but not more than 13 years | 3700.00 | 5550.00 |
| 13. | More than 13 years but not more than 14 years | 3300.00 | 4950.00 |
| 14. | More than 14 years but not more than 15 years | 2900.00 | 4350.00 |
| 15. | More than 15 years | 2500.00 | 3750.00 |

Notes :

1. Purchase invoice shall be produced in respect of vehicles which are registered on or after 1st day of April 2007.
2. Cost of the vehicle in relation to a motor vehicle means –
 - (a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax etc., as payable in the State of Karnataka; and
 - (b) In respect of a motor vehicle import into India, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such document and assessed as such under the Customs Act 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department."

(5) In Part B.-

(i) In Item No.5, in columns 3 and 4, for the figures "100.00" and "250.00", the figures "300.00" and "450.00" respectively shall be substituted.

(ii) In Item No.6,-

(a) in column 2,-

(i) the words and brackets “(Luxury buses)” shall be and shall always be deemed to have been omitted;

(ii) for the words and figures “and complying with Rule 128 of Central Motor Vehicles Rules 1989 or otherwise”, the words and figures “other than those liable to be taxed under item No.5” shall be and shall always be deemed to have been substituted.

(b) in columns 3 and 4 for the figures “400.00” and “1000.00”, the figures “600.00” and “1500.00” shall respectively be substituted.

(6) For Part CC, the following shall be substituted, namely:-

"PART CC
[See Section 7(3)]
Refund table for two-wheelers irrespective of the cost of the vehicles in respect of which
Lifetime tax is paid on or after 01-04-2007

| Sl. No. | If after the registration removal of vehicles or cancellation of Registration of vehicle takes place. | Percentage of Life time tax paid to be refunded. |
|---------|---|--|
| (1) | (2) | (3) |
| 1. | Within a year | 93% |
| 2. | After 1 year but within 2 years | 87% |
| 3. | After 2 years but within 3 years | 81% |
| 4. | After 3 years but within 4 years | 75% |
| 5. | After 4 years but within 5 years | 69% |
| 6. | After 5 years but within 6 years | 64% |
| 7. | After 6 years but within 7 years | 59% |
| 8. | After 7 years but within 8 years | 54% |
| 9. | After 8 years but within 9 years | 49% |
| 10. | After 9 years but within 10 years | 45% |
| 11. | After 10 years but within 11 years | 41% |
| 12. | After 11 years but within 12 years | 37% |
| 13. | After 12 years but within 13 years | 33% |
| 14. | After 13 years but within 14 years | 29% |
| 15. | After 14 years but within 15 years | 25% |
| 16. | After 15 years | Nil |

Note :

In cases where the Lifetime tax has been paid under Part A1 as in force prior to the First day of April, 2007 the refund of tax shall be as provided under the refund tables as in force prior to the First day of April, 2007."

(7) For Part C4, the following shall be substituted, namely -

" PART C4
[See Section 7(3)]
Refund table for Motor Cars, jeeps, Omni Buses and Private Service Vehicles having floor area
upto 5 Sq.Mtrs irrespective of the cost of the vehicles in respect of which Lifetime tax is paid on
or after 01-04-2007

| Sl. No. | If after the registration removal of vehicles or cancellation of Registration of vehicle takes place. | Percentage of Life time tax paid to be refunded. |
|---------|---|--|
| (1) | (2) | (3) |
| 1. | Within a year | 93% |
| 2. | After 1 year but within 2 years | 87% |
| 3. | After 2 years but within 3 years | 81% |
| 4. | After 3 years but within 4 years | 75% |
| 5. | After 4 years but within 5 years | 69% |
| 6. | After 5 years but within 6 years | 64% |
| 7. | After 6 years but within 7 years | 59% |
| 8. | After 7 years but within 8 years | 54% |
| 9. | After 8 years but within 9 years | 49% |
| 10. | After 9 years but within 10 years | 45% |
| 11. | After 10 years but within 11 years | 41% |
| 12. | After 11 years but within 12 years | 37% |
| 13. | After 12 years but within 13 years | 33% |
| 14. | After 13 years but within 14 years | 29% |
| 15. | After 14 years but within 15 years | 25% |
| 16. | After 15 years | Nil |

Note :

In case where the Lifetime tax has been paid under Part A5 prior to the First day of April, 2007 the refund of tax shall be under the refund table as in force prior to the First day of April, 2007."

(8) After Part C4, the following shall be inserted, namely:-

" Part C5

(See Section 7(3))

Refund table for goods vehicles having gross vehicle weight exceeding 1,500 Kgs but not exceeding 3,000 Kgs in respect of which life time tax is paid under Part A6 on or after 01-04-2007.

| Sl. No. | If after the registration removal of vehicles or cancellation of Registration of vehicle takes place. | Percentage of Life Time Tax paid to be refunded | |
|---------|---|---|---|
| | | Goods vehicle having gross vehicle weight exceeding 1500 Kgs and not exceeding 2000 Kgs Rs. | Goods vehicle having gross vehicle weight exceeding 2000 Kgs and not exceeding 3000 Kgs – Rs. |
| (1) | (2) | (3) | (4) |
| 1. | Within a year | 9300.00 | 13950.00 |
| 2. | After 1 year but within 2 years | 8700.00 | 13050.00 |

| Sl. No. | If after the registration removal of vehicles or cancellation of Registration of vehicle takes place. | Percentage of Life Time Tax paid to be refunded | |
|---------|---|---|---|
| | | Goods vehicle having gross vehicle weight exceeding 1500 Kgs and not exceeding 2000 Kgs Rs. | Goods vehicle having gross vehicle weight exceeding 2000 Kgs and not exceeding 3000 Kgs – Rs. |
| 3. | After 2 years but within 3 years | 8100.00 | 12150.00 |
| 4. | After 3 years but within 4 years | 7500.00 | 11250.00 |
| 5. | After 4 years but within 5 years | 6900.00 | 10350.00 |
| 6. | After 5 years but within 6 years | 6400.00 | 9600.00 |
| 7. | After 6 years but within 7 years | 5900.00 | 8850.00 |
| 8. | After 7 years but within 8 years | 5400.00 | 8100.00 |
| 9. | After 8 years but within 9 years | 4900.00 | 7350.00 |
| 10. | After 9 years but within 10 years | 4500.00 | 6750.00 |
| 11. | After 10 years but within 11 years | 4100.00 | 6150.00 |
| 12. | After 11 years but within 12 years | 3700.00 | 5550.00 |
| 13. | After 12 years but within 13 years | 3300.00 | 4950.00 |
| 14. | After 13 years but within 14 years | 2900.00 | 4350.00 |
| 15. | After 14 years but within 15 years | 2500.00 | 3750.00 |
| 16. | After 15 years | Nil | Nil" |

(9) After Part D, the following shall be inserted, namely:-

**" Part – E
(See Section 3 (5))**

Tax payable on all motor vehicles including chassis, requiring temporary registration

| Item No. | Class of vehicles | For a period not exceeding 30 days |
|----------|---|------------------------------------|
| 1 | 2 | 3 |
| a. | Motor Cycles / three wheeled vehicles | 100.00 |
| b. | Light Motor Vehicles, other than three wheeled vehicles | 200.00 |
| c. | Medium Passenger Vehicles / Medium Goods Vehicles. | 400.00 |
| d. | Heavy Passenger Vehicles / Heavy Goods Vehicles. | 600.00 |

| | | |
|----|--|---------|
| e. | Chassis to which body has not been attached. | 500.00 |
| f. | Any other vehicles. | 300.00" |

By Order and in the name of the Governor of Karnataka

G. K. BOREGOWDA
Secretary to Government,
Department of Parliamentary Affairs and Legislation

ನಿರ್ದೇಶಕರು, ಮುದ್ರಣ, ಲೇಖನ ಸಾಮಗ್ರಿ ಮತ್ತು ಪ್ರಕಟಣೆಗಳ ಇಲಾಖೆ, ಬೆಂಗಳೂರು

KARNATAKA ACT No. 10 of 2007
THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT)
ACT, 2007

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 7
4. Validation

STATEMENT OF OBJECTS AND REASONS

Amending Act 10 of 2007.— During the period of March 1991 to April 2000, some of the transport operators, by arriving at an arrangement with some other companies, have paid taxes on their vehicles at a lower rate of tax though they were required to pay the tax at higher rate as applicable to Contract Carriages. In this connection, the Honorable High Court of Karnataka, while disposing of the Writ Appeals in No.s 2327-28/00 and other connected matters on 25.05.2005, made observation as follows:-

"One may say that there was a lacuna in the Taxation Act of which the company and the contractor took advantage of and without violating any law arrived at the aforesaid arrangement with a view to pay tax at a lower rate".

In order to remove the apparent lacuna in the Taxation Act and bring those vehicles under appropriate entry in the Schedule to the Taxation Act, it is expedient to amend the Karnataka Motor Vehicles Taxation Act, 1957 as proposed.

Hence the Bill.

[L.A. Bill No. 23 of 2007]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

- - -

Karnataka Act No. 10 of 2007

(First Published in the Karnataka Gazette Extra-ordinary on the twenty eighth day of April 2007)

THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2007

(Received the assent of the Governor on the twenty eighth day of April 2007)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas, it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957), for the purpose hereinafter appearing;

Be it enacted by the Karnataka Legislature in the fifty-eighth year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2007.

(2) It shall come into force at once.

2. Amendment of section 3.- After the fourth proviso to section 3 of the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act), the following proviso shall be deemed to have been inserted with effect from the 1st day of March, 1991 and shall be deemed to have been omitted with effect from 1st day of April, 2000, namely:-

“Provided also that in respect of Motor Vehicles owned by companies or industrial undertakings either on lease or agreement or arrangement of any kind whatsoever and operated under a Private Service Vehicle Permit by any other person on behalf of such companies or industrial undertakings, tax shall be levied at the rates specified for contract carriages in part A of the Schedule.”

3. Amendment of section 7.- In section 7 of the principal Act, after sub-section (5) and before the Explanation, the following shall be deemed to have been inserted with effect from the 1st day of March, 1991, namely:-

“(6) Notwithstanding any order or direction contained in any judgment, decree or order of any Court, Tribunal or other authority, no refund of tax shall be allowed in respect of Motor Vehicles on which tax is levied or deemed to have been levied and collected under the fifth proviso to section 3 of the principal Act before the commencement of the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2007.”

4. Validation.- (1) Notwithstanding anything contained in any judgment, decree or order of any Court, Tribunal or other Authority, anything done or any action taken or purporting to have been done or taken (including any notices or orders issued and all proceedings held for levy and collection of tax, penalty or amount purported to have been collected by way of tax) in relation to such levy or collection under the provisions of the principal Act before the commencement of this Act shall be and shall be deemed to be valid and effective as if such levy or collection or action or thing had been made, taken or done under the principal Act as amended by this Act and accordingly,-

- (a) all acts, proceedings or things done by the Government or any authority in connection with the levy or collection of such tax or penalty or other amount for all purposes be deemed to be and to have always been made, done or taken in accordance with this law;
- (b) no suit or other proceedings shall be maintained or continued in any Court or Tribunal or before any authority for the refund of any such tax, penalty or other amount; and
- (c) no Court shall enforce any decree or order directing the refund of any such tax, penalty or other amount.

(2) For the removal of doubts it is hereby declared that nothing under sub-section (1) shall be construed as preventing any person,-

- (a) from questioning, in accordance with the provisions of the principal Act as amended by this Act, any levy or collection of tax, penalty or other amount referred to in sub-section (1); or
- (b) from claiming refund of any excess amount paid by him by way of tax under the principal Act as amended by this Act.

By Order and in the name of the Governor of Karnataka

G.K. Boregowda

Secretary to Government,

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO 7 OF 2008
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2008

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 10
4. Amendment of Schedule

STATEMENT OF OBJECTS AND REASONS

To give effect to the proposals made in the Budget Speech of 2008-2009, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act No. 35 of 1957). Certain consequential amendments have also been proposed.

Hence the Bill.

(LA Bill No. 4 of 2008, File No. DPAL 9 Shashana 2008)

(Entry 57 of List II of the Seventh Schedule to the Constitution of India.)

KARNATAKA ACT NO. 7 OF 2008

(First Published in the Karnataka Gazette Extra-ordinary on the Second day of August, 2008)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2008

(Received the assent of the Governor on the First day of August, 2008)

A Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas, it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purpose hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Fifty-ninth year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2008.

(2) It shall come into force with effect from the first day of August, 2008.

2. Amendment of section 3.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act), in section 3, sub-section (4) shall be omitted.

3. Amendment of section 10.- In section 10 of the principal Act, in clause (ii), for the words “seven per centum” the words “five per centum” shall be substituted.

4. Amendment of Schedule.- In the Schedule to the principal Act,-

(A) in Part A5 in Note (2), for the words, letters and figures “tax shall be levied as per Part A5 as existed prior to such day” the words, letters and figures “tax shall be levied as per Part A5 as existed prior to 1st day of April 2003” shall be deemed to have been substituted with effect from 1st day of April 2003 and shall be deemed to have been omitted with effect from 1st day of April, 2007.

(B) for Part A5, the following shall be substituted, namely:-

“Part A5

[See Section 3(1)]

**Lifetime Tax for Motor Cars, Jeeps, Omni Buses and
Private Service Vehicles**

| Sl. No. | Class of vehicles | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which does not exceed Rs.5 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.5 Lakhs but not exceeding Rs.10 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.10 Lakhs |
|---------|---|---|---|--|
| 1 | 2 | 3 | 4 | 5 |
| A. | At the time of Registration of New Vehicles. | 12 Percent of cost of the vehicle. | 13percent of the cost of the vehicle. | 16 percent of the cost of the vehicle. |
| B. | If the vehicle is already registered and its age from | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A |

| | | | | |
|-----|---|-----|-----|-----|
| | the month of Registration is : | | | |
| 1. | Not more than 2 years | 93% | 93% | 93% |
| 2. | More than 2 years but not more than 3 years | 87% | 87% | 87% |
| 3. | More than 3 years but not more than 4 years | 81% | 81% | 81% |
| 4. | More than 4 years but not more than 5 years | 75% | 75% | 75% |
| 5. | More than 5 years but not more than 6 years | 69% | 69% | 69% |
| 6. | More than 6 years but not more than 7 years | 64% | 64% | 64% |
| 7. | More than 7 years but not more than 8 years | 59% | 59% | 59% |
| 8. | More than 8 years but not more than 9 years | 54% | 54% | 54% |
| 9. | More than 9 years but not more than 10 years | 49% | 49% | 49% |
| 10. | More than 10 years but not more than 11 years | 45% | 45% | 45% |
| 11. | More than 11 years but not more than 12 years | 41% | 41% | 41% |
| 12. | More than 12 years but not more than 13 years | 37% | 37% | 37% |
| 13. | More than 13 years but not more than | 33% | 33% | 33% |

| | | | | |
|-----|---|-----|-----|-----|
| | 14 years | | | |
| 14. | More than 14 years but not more than 15 years | 29% | 29% | 29% |
| 15. | More than 15 years | 25% | 25% | 25% |

Note:-

1. In respect of vehicles for which lifetime tax was due prior to the 1st day of August, 2008, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. Cost of the vehicle in relation to a motor vehicle means, –
 - (a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax etc., as payable in the State of Karnataka; and
 - (b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereon including additional duty/penalty levied if any, by the Customs Department or any other Department.

(C) In Part B,-

(i) In item 5, for the entries in column 2, the following shall be substituted, namely:-

“ Motor Vehicles [contract carriages including Motor Vehicles covered with permits issued under section 88(8) of the Motor Vehicles Act, 1988] plying for hire or reward and constructed or adopted to carry more than 12 passengers (excluding driver and conductor / attendant) and complying with rule 151(2) of the Karnataka Motor Vehicles Rules, 1989 for every passenger.”

(ii) In item 6, for the entries in column 2, the following shall be substituted, namely:-

“ Motor vehicles [contract carriages including Motor Vehicles covered with permits issued under section 88(8) of the Motor Vehicles Act 1988] plying for hire or reward and constructed or adopted to carry more than 12 passengers (excluding driver and conductor / attendant) other than those liable to be taxed under item 5, for every passenger.”

(D) Part D and entries relating thereto shall be omitted.

(E) In the explanation at the end of the Schedule, item (5) and entries relating thereto shall be omitted.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ

ಜಿ.ಕೆ. ಬೋರೇಗೌಡ

ಸರ್ಕಾರದ ಕಾರ್ಯದರ್ಶಿ,

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನಾ ಇಲಾಖೆ.

KARNATAKA ACT NO 8 OF 2009
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2009
Arrangement of Sections

Sections:

- 1. **Short title and commencement**
- 2. **Amendment of Schedule**

STATEMENT OF OBJECTS AND REASONS

Amending Act 8 of 2009.— In order to give effect to the Budget Speech for the year 2009-10. It is proposed to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Hence the Bill.

(LA Bill No. 23 of 2009, File No. DPAL 15 Shasana 2009)

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT NO 8 OF 2009

(First Published in the Karnataka Gazette Extra-ordinary on the Nineteenth day of March, 2009)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2009

(Received the assent of the Governor on the sixteenth day of March, 2009)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas, it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purpose hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Sixtieth year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2009.

(2) It shall come into force with effect from first day of April 2009.

2. Amendment of Schedule.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957), in the schedule to the Act,

(i) for Part A 1 the following shall be substituted namely.-

“ Part A 1
(See Section 3(1))
Lifetime Tax for Two-wheelers

| Sl. No. | Class of Vehicles | Motor Cycles whose cost does not exceed Rs.50,000 | Motor cycles cost of which exceeds Rs.50,000 | Motor Cycles run on Electricity |
|---------|--|---|--|---------------------------------|
| A. | At the time of Registration of New Vehicles. | 8 Percent of cost of the | 10 percent of the cost of the | 4 percent of the cost of the |

| | | vehicle. | vehicle. | vehicle. |
|-----|--|---|---|---|
| B. | If the vehicle is already registered and its age from the month of Registration is : | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A |
| 1. | Not more than 2 years | 93% | 93% | 93% |
| 2. | More than 2 years but not more than 3 years | 87% | 87% | 87% |
| 3. | More than 3 years but not more than 4 years | 81% | 81% | 81% |
| 4. | More than 4 years but not more than 5 years | 75% | 75% | 75% |
| 5. | More than 5 years but not more than 6 years | 69% | 69% | 69% |
| 6. | More than 6 years but not more than 7 years | 64% | 64% | 64% |
| 7. | More than 7 years but not more than 8 years | 59% | 59% | 59% |
| 8. | More than 8 years but not more than 9 years | 54% | 54% | 54% |
| 9. | More than 9 years but not more than 10 years | 49% | 49% | 49% |
| 10. | More than 10 years but not more than 11 years | 45% | 45% | 45% |
| 11. | More than 11 years but not more than 12 years | 41% | 41% | 41% |
| 12. | More than 12 years but not more than 13 years | 37% | 37% | 37% |
| 13. | More than 13 years but not more than 14 years | 33% | 33% | 33% |
| 14. | More than 14 years but not more than 15 years | 29% | 29% | 29% |
| 15. | More than 15 years | 25% | 25% | 25% |

Note:-

1. In respect of vehicles for which lifetime tax was due prior to the 1st day of April, 2009, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. Cost of the vehicle in relation to a motor vehicle means, –
 - (a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax, etc., as payable in the State of Karnataka; and

(b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department.

(ii) For Part A5, the following shall be substituted namely.-

“ Part A 5

(See Section 3(1))

Lifetime Tax for Motor cars, Jeeps, Omni Buses and Private Service Vehicles

| Sl. No. | Class of vehicles | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which does not exceed Rs.5 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.5 Lakhs but not exceeding Rs.10 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.10 Lakhs | Motor Cars, Vans run on Electricity |
|---------|--|---|---|--|---|
| 1 | 2 | 3 | 4 | 5 | 6 |
| A. | At the time of Registration of New Vehicles. | 12 Percent of cost of the vehicle. | 13percent of the cost of the vehicle. | 16 percent of the cost of the vehicle. | 4 percent of the cost of the vehicle. |
| B. | If the vehicle is already registered and its age from the month of Registration is : | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A | Percentage of the life time tax levied under Clause A |
| 1. | Not more than 2 years | 93% | 93% | 93% | 93% |
| 2. | More than 2 years but not more than 3 years | 87% | 87% | 87% | 87% |
| 3. | More than 3 years but not more than 4 years | 81% | 81% | 81% | 81% |
| 4. | More than 4 years but not more than 5 years | 75% | 75% | 75% | 75% |
| 5. | More than 5 years but not more than 6 years | 69% | 69% | 69% | 69% |
| 6. | More than 6 years but not more than 7 years | 64% | 64% | 64% | 64% |
| 7. | More than 7 years but not more than 8 years | 59% | 59% | 59% | 59% |
| 8. | More than 8 years but not more than 9 years | 54% | 54% | 54% | 54% |
| 9. | More than 9 years but not more than 10 years | 49% | 49% | 49% | 49% |

| Sl. No. | Class of vehicles | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which does not exceed Rs.5 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.5 Lakhs but not exceeding Rs.10 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area upto 5 Sq.Mtrs, cost of which exceeds Rs.10 Lakhs | Motor Cars, Vans run on Electricity |
|---------|---|---|---|--|-------------------------------------|
| 10. | More than 10 years but not more than 11 years | 45% | 45% | 45% | 45% |
| 11. | More than 11 years but not more than 12 years | 41% | 41% | 41% | 41% |
| 12. | More than 12 years but not more than 13 years | 37% | 37% | 37% | 37% |
| 13. | More than 13 years but not more than 14 years | 33% | 33% | 33% | 33% |
| 14. | More than 14 years but not more than 15 years | 29% | 29% | 29% | 29% |
| 15. | More than 15 years | 25% | 25% | 25% | 25% |

Note:-

- In respect of vehicles for which lifetime tax was due prior to the 1st day of April, 2009, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
- Cost of the vehicle in relation to a motor vehicle means, –
 - In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax, etc., as payable in the State of Karnataka; and
 - In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department.

By Order and in the name of the Governor of Karnataka

G.K. BOREGOWDA

Secretary to Government,
Department of Parliamentary Affairs and Legislation

ಸರ್ಕಾರಿ ಮುದ್ರಣಾಲಯ, ವಿಕಾಸ ಸೌಧ ಘಟಕ, ಬೆಂಗಳೂರು.

KARNATAKA ACT NO 7 OF 2010
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2010
Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 15
4. Amendment of Schedule
5. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

Amending Act 7 of 2010.-To give effect to the proposals made in the Budget Speech of 2010-11, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act 1957. (Karnataka Act No. 35 of 1957). Certain consequential amendments have also been proposed.

Further by Act 8 of 2007, Section 15 of the Act was substituted and the substituted section mandates that the amount disputed in the appeal shall be paid in accordance with the order against which the appeal has been preferred. The section does not expressly state that a proof of such payment shall accompany the appeal, though implicitly it conveys this meaning. Due to this reason, appellants file the appeals even without paying the disputed amount due to which the object to be achieved by the substituted section 15 of the Act is not achieved. Hence, Government revenue gets locked up in disputes till the dispute is finally resolved, which may take several years. In order to safeguard the Government revenue, it is expedient to amend section 15 of the Act. Such provisions are already present in other taxation laws.

Hence the Bill.

[L.A.Bill No. 12 of 2010, File No.DPAL 14 Shasana 2010]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT NO 7 OF 2010

(First Published in the Karnataka Gazette Extra-ordinary on the Thirty First day of March, 2010)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2010

(Received the assent of the Governor on the Thirty First day of March, 2010)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purpose hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Sixty first year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2010.

(2) It shall come into force with effect from the first day of April, 2010.

2. Amendment of section 3.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act), in section 3, in sub-section (1) in the Fourth Proviso,-

(i) in clause (aa) for the figures and letters “3000 kgs” the figures and letters “5500 kgs” shall be substituted.

(ii) after clause (b), after the note the following shall be inserted, namely:-

“(c) In case of Construction Equipment Vehicles (as defined in clause (ca) of rule 2 of the Central Motor Vehicle Rules, 1989) and vehicles fitted with air compressor and generators tax shall be levied at the rate specified in Part A-7 of the Schedule.”

3. Amendment of section 15.- In section 15 of the Principal Act, in sub-section (2) in clause (b)), after the words “the order against which the appeal has been preferred”, the words “and such appeal shall be accompanied with a proof of payment of such amount” shall be inserted.

4. Amendment of Schedule.- In the Schedule to the Principal Act,

(1) in part A-

(i) in Item No. 1, in Column No. 3, for the figures “25.00” the figures “125.00” shall be substituted.

(ii) in Item No. 3, in sub item (1), clause (b) and entries relating there to shall be omitted.

(iii) in Item No. 4, in sub item 3(a), in Column No. 3, for the figures “500.00” the figures “600.00” shall be substituted.

(iv) in Item No. 5, in sub item (b), in Column 3, for the figures “700.00” the figures “1000.00” shall be substituted.

(v) in Item No. 6, in sub-item (a), in column. 3, for the figures “2500.00” the figures “2750.00” shall be substituted.

(vi) Item No. 11 and entries relating thereto shall be omitted.

(vii) In Item No. 14, in sub-item (2) in Column 3, for the figures “187.50” the figures “500.00” shall be substituted.

(2) For Part A1 of the Schedule, the following shall be substituted, namely:-

“Part A1
(See Section 3(1))
Lifetime Tax for Two Wheelers

| SI No | Class of vehicles | Motor cycles whose cost does not exceed Rs. 50,000/- | Motor cycles cost of which exceeds Rs.50,000/- | Motor cycles run on Electricity |
|-------|---|---|---|---|
| A | At the time of Registration of New Vehicles | 10 percent of cost of the Vehicle | 12 percent of the cost of the Vehicle | 4 percent of cost of the vehicle |
| B | If the vehicle is already registered and its age from the month of Registration is: | Percentage of the Life Time Tax levied under Clause A | Percentage of the Life Time Tax levied under Clause A | Percentage of the life time tax levied under Clause A |
| 1 | Not more than 2 years | 93% | 93% | 93% |
| 2 | More than 2 Years but not more than 3 Years | 87% | 87% | 87% |
| 3 | More than 3 Years but not more than 4 Years | 81% | 81% | 81% |
| 4 | More than 4 Years but not more than 5 Years | 75% | 75% | 75% |
| 5 | More than 5 Years but not more than 6 Years | 69% | 69% | 69% |
| 6 | More than 6 Years but not more than 7 Years | 64% | 64% | 64% |
| 7 | More than 7 Years but not more than 8 Years | 59% | 59% | 59% |
| 8 | More than 8 Years but not more than 9 Years | 54% | 54% | 54% |
| 9 | More than 9 Years but not more than 10 Years | 49% | 49% | 49% |
| 10 | More than 10 Years but not more than 11 Years | 45% | 45% | 45% |
| 11 | More than 11 Years but not more than 12 Years | 41% | 41% | 41% |
| 12 | More than 12 Years but not more than 13 Years | 37% | 37% | 37% |
| 13 | More than 13 Years but not more than 14 Years | 33% | 33% | 33% |
| 14 | More than 14 Years but not more than 15 Years | 29% | 29% | 29% |
| 15 | More than 15 years | 25% | 25% | 25% |

Notes:

1. In respect of vehicles for which life time tax was due prior to the 1st day of April 2010, but has not been paid ,such tax shall be collected at the rates prevailing prior to such day along with the penalty due ,if any
2. Purchase Invoice shall be produced in respect of vehicles which are registered on or after 1st day of April 2007.
3. Cost of the vehicle in relation to a motor vehicle means –

(a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax etc., as payable in the State of Karnataka; and

(b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act. 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department

(3) For part A5 of the Schedule ,the following shall be substituted, namely

“Part A 5
{See Section 3(1)}

Lifetime Tax for Motor cars, Jeeps, Omni Buses and Private Service Vehicles.

| Sl No | Class of vehicles | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area up to 5 Sq. Mtrs, cost of which does not exceed Rs. 5 Lakhs. | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area up to 5 Sq. Mtrs, cost of which exceeds Rs 5 Lakhs but does not exceed ing Rs.10 Lakh | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area up to 5 Sq. Mtrs, cost of which exceeds Rs10 Lakhs but does not exceed ing Rs 20 Lakhs | Motor cars, Jeeps, Omni Buses and Private Service Vehicles having floor area up to 5 Sq. Mtrs, cost of which exceed Rs. 20 Lakhs | Motor cars, vans run on Electricity. |
|-------|---|---|--|---|--|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| A | At the time of Registration of New Vehicle | 13 % of cost of the Vehicle | 14 % of the cost of the Vehicle | 17% of the cost of the Vehicle | 18% of the cost of the Vehicle | 4% of the cost of the Vehicle |
| B | If the vehicle is already registered and its age from the month of Registration is: | Percentage of the Life Time Tax levied under Clause A | Percentage of the Life Time Tax levied under Clause A | Percentage of the Life Time Tax levied under Clause A | Percentag e of the Life Time Tax levied under Clause A | Percentage of the Life Time Tax levied under Clause A |
| 1 | Not more than 2 years | 93% | 93% | 93% | 93% | 93% |
| 2 | More than 2 Years but not more than 3 Years | 87% | 87% | 87% | 87% | 87% |
| 3 | More than 3 Years but not more than 4 Years | 81% | 81% | 81% | 81% | 81% |
| 4 | More than 4 Years but not more than 5 Years | 75% | 75% | 75% | 75% | 75% |
| 5 | More than 5 Years but not more than 6 Years | 69% | 69% | 69% | 69% | 69% |
| 6 | More than 6 Years but not more than 7 Years | 64% | 64% | 64% | 64% | 64% |
| 7 | More than 7 Years but not more than 8 Years | 59% | 59% | 59% | 59% | 59% |
| 8 | More than 8 Years but not more than 9 Years | 54% | 54% | 54% | 54% | 54% |
| 9 | More than 9 Years but not more than 10 | 49% | 49% | 49% | 49% | 49% |

| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
|----|---|-----|-----|-----|-----|-----|
| | Years | | | | | |
| 10 | More than 10 Years but not more than 11 Years | 45% | 45% | 45% | 45% | 45% |
| 11 | More than 11 Years but not more than 12 Years | 41% | 41% | 41% | 41% | 41% |
| 12 | More than 12 Years but not more than 13 Years | 37% | 37% | 37% | 37% | 37% |
| 13 | More than 13 Years but not more than 14 Years | 33% | 33% | 33% | 33% | 33% |
| 14 | More than 14 Years but not more than 15 Years | 29% | 29% | 29% | 29% | 29% |
| 15 | More than 15 years | 25% | 25% | 25% | 25% | 25% |

Notes:

1 In respect of vehicles for which life time tax was due prior to the 1st day of April 2010, but has not been paid ,such tax shall be collected at the rates prevailing prior to such day along with the penalty due ,if

2 Purchase Invoice shall be produced in respect of vehicles which are registered on or after 1st day of April 2007.

3 .Cost of the vehicle in relation to a motor vehicle means –

(a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax etc., as payable in the State of Karnataka; and

(b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle , that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act. 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department.”

(4) For part A6 of the Schedule, the following shall be substituted, namely

“PART A6

See Section 3(1)

Life time tax for goods vehicles having gross vehicle weight exceeding 1,500 Kgs. But not exceeding 5,500 Kgs. In weight laden, whether used for hire or reward or not.

| Item No. | Class of Vehicles | Goods vehicle having gross vehicle weight exceeding 1500 Kgs. And not exceeding 2000 Kgs. Rs. | Goods vehicle having gross vehicle weight exceeding 2000Kgs. And not exceeding 3000Kgs.Rs. | Goods vehicles having gross vehicle weight exceeding 3,000Kgs. And not exceeding 5,500Kgs.Rs. |
|----------|------------------------------------|---|--|---|
| 1 | 2 | 3 | 4 | |
| A | At the time of Registration of New | 10,000 | 15,000 | 20,000 |

| 1 | 2 | 3 | 4 | |
|----|---|-------|--------|--------|
| | Vehicle | | | |
| B | If the vehicle is already registered and its age from the month of Registration is: | | | |
| 1 | Not more than 2 years | 9,300 | 13,950 | 18,600 |
| 2 | More than 2 Years but not more than 3 Years | 8,700 | 13,050 | 17,400 |
| 3 | More than 3 Years but not more than 4 Years | 8,100 | 12,150 | 16,200 |
| 4 | More than 4 Years but not more than 5 Years | 7,500 | 11,250 | 15,000 |
| 5 | More than 5 Years but not more than 6 Years | 6,900 | 10,350 | 13,800 |
| 6 | More than 6 Years but not more than 7 Years | 6,400 | 9,600 | 12,800 |
| 7 | More than 7 Years but not more than 8 Years | 5,900 | 8,850 | 11,800 |
| 8 | More than 8 Years but not more than 9 Years | 5,400 | 8,100 | 10,800 |
| 9 | More than 9 Years but not more than 10 Years | 4,900 | 7,350 | 9,800 |
| 10 | More than 10 Years but not more than 11 Years | 4,500 | 6,750 | 9,000 |
| 11 | More than 11 Years but not more than 12 Years | 4,100 | 6,150 | 8,200 |
| 12 | More than 12 Years but not more than 13 Years | 3,700 | 5,550 | 7,400 |
| 13 | More than 13 Years but not more than 14 Years | 3,300 | 4,950 | 6,600 |
| 14 | More than 14 Years but not more than 15 Years | 2,900 | 4,350 | 5,800 |
| 15 | More than 15 years | 2,500 | 3,750 | 5,000 |

Notes:

1. In respect of vehicles for which tax was due prior to the 1st day of April, 2010, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due ,if any.”

(5) After Part A6, the following Part A7 shall be inserted namely,

“Part A7

See Section 3(1)

Lifetime Tax for Construction Equipment Vehicles (As defined under Rule 2(ca) of the Control Motor Vehicle Rules, 1989) And vehicles fitted with Air Compressor and Generators

| S1 No | Class of vehicles | Percentage of tax levied |
|-------|---|---------------------------|
| A | At the time of Registration of New Vehicles | 10 percent of cost of the |

| | | Vehicle |
|----|---|---|
| B | If the vehicle is already registered and its age from the month of Registration is: | Percentage of the Life Time Tax levied under Clause A |
| 1 | Not more than 2 years | 93% |
| 2 | More than 2 Years but not more than 3 Years | 87% |
| 3 | More than 3 Years but not more than 4 Years | 81% |
| 4 | More than 4 Years but not more than 5 Years | 75% |
| 5 | More than 5 Years but not more than 6 Years | 69% |
| 6 | More than 6 Years but not more than 7 Years | 64% |
| 7 | More than 7 Years but not more than 8 Years | 59% |
| 8 | More than 8 Years but not more than 9 Years | 54% |
| 9 | More than 9 Years but not more than 10 Years | 49% |
| 10 | More than 10 Years but not more than 11 Years | 45% |
| 11 | More than 11 Years but not more than 12 Years | 41% |
| 12 | More than 12 Years but not more than 13 Years | 37% |
| 13 | More than 13 Years but not more than 14 Years | 33% |
| 14 | More than 14 Years but not more than 15 Years | 29% |
| 15 | More than 15 years | 25% |

Notes

1. In respect of vehicles for which tax was due prior to the 1st day of April, 2010, but has not been paid ,such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. Purchase Invoice shall be produced in respect of vehicles which are registered on or after 1st day of April 2007.
3. Cost of the vehicle in relation to a motor vehicle means –

(a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess, entry tax etc., as payable in the State of Karnataka; and

(b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of Entry or such other document and assessed as such under the Customs Act. 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department.”

(6) For Part C5, the following shall be substituted, namely:-

“PART C5

See Section 7(3)

Refund table for goods vehicles having gross vehicle weight exceeding 1,500 Kgs but not exceeding 5,500 Kgs in respect of which life time tax is paid under Part A6 on or after 01-04-2007

| Sl. No. | If after the registration removal of vehicles or cancellation of Registration of vehicle taken place. | Percentage of Life Time Tax paid to be refunded | | |
|---------|---|---|---|---|
| | | Goods Vehicle having gross vehicle weight exceeding 1500 Kgs and not exceeding 2000 Kgs Rs. | Goods vehicle having gross vehicle weight exceeding 2000 kgs and not exceeding 3000 kgs Rs. | Goods vehicle having gross vehicle weight exceeding 3000 kgs and not exceeding 5500 kgs Rs. |
| 1 | 2 | 3 | 4 | 5 |
| 1 | Within a year | 9300.00 | 13950.00 | 18600.00 |
| 2 | After 1 year but within 2 years | 8700.00 | 13050.00 | 17400.00 |
| 3 | After 2 year but within 3 years | 8100.00 | 12150.00 | 16200.00 |
| 4 | After 3 year but within 4 years | 7500.00 | 11250.00 | 15000.00 |
| 5 | After 4 year but within 5 years | 6900.00 | 10350.00 | 13800.00 |
| 6 | After 5 year but within 6 years | 6400.00 | 9600.00 | 12800.00 |
| 7 | After 6 year but within 7 years | 5900.00 | 8850.00 | 11800.00 |
| 8 | After 7 year but within 8 years | 5400.00 | 8100.00 | 10800.00 |
| 9 | After 8 year but within 9 years | 4900.00 | 7350.00 | 9800.00 |
| 10 | After 9 year but within 10 years | 4500.00 | 6750.00 | 9000.00 |
| 11 | After 10 year but within 11 years | 4100.00 | 6150.00 | 8200.00 |
| 12 | After 11 year but within 12 years | 3700.00 | 5550.00 | 7400.00 |
| 13 | After 12 year but within 13 years | 3300.00 | 4950.00 | 6600.00 |
| 14 | After 13 year but within 14 years | 2900.00 | 4350.00 | 5800.00 |
| 15 | After 14 year but within 15 years | 2500.00 | 3750.00 | 5000.00 |
| 16 | After 15 years | Nil | Nil | Nil |

”

(7) After Part C5 as so substituted. the following shall be inserted, namely:-

“PART C6

See Section 7(3)

Refund Table for Construction Equipment Vehicles (As defined under Rule 2(ca) of Control Motor Vehicle Rules, 1989) and vehicles fitted with Air Compressor or Generators

| Sl. No. | If after the registration removal of vehicles or cancellation of Registration of vehicle taken place. | Percentage of Life Time Tax paid to be refunded |
|---------|---|---|
| 1 | Within a year | 93% |
| 2 | After 1 year but within 2 years | 87% |
| 3 | After 2 year but within 3 years | 81% |
| 4 | After 3 year but within 4 years | 75% |
| 5 | After 4 year but within 5 years | 69% |
| 6 | After 5 year but within 6 years | 64% |
| 7 | After 6 year but within 7 years | 59% |
| 8 | After 7 year but within 8 years | 54% |

| | | |
|----|-----------------------------------|-----|
| 9 | After 8 year but within 9 years | 49% |
| 10 | After 9 year but within 10 years | 45% |
| 11 | After 10 year but within 11 years | 41% |
| 12 | After 11 year but within 12 years | 37% |
| 13 | After 12 year but within 13 years | 33% |
| 14 | After 13 year but within 14 years | 29% |
| 15 | After 14 year but within 15 years | 25% |
| 16 | After 15 years | Nil |

”

5. Power to remove difficulty:- If any difficulty arises in giving effect to the provisions of the Principal Act, as amended by this act, the State Government may, by notification in the Official Gazette, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty.

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

By Order and in the name of the Governor of Karnataka

G.K. BOREGOWDA
Secretary to Government,
Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO. 38 OF 2010

THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2010

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of Section 4
3. Amendment of Section 7
4. Amendment of the schedule

STATEMENT OF OBJECTS AND REASONS

Amending Act 38 of 2010.- It is considered necessary to reduce the life time tax in the case of construction equipment vehicles fitted with air compressors and generators from the existing ten percent of cost of the vehicle to six percent of cost of the vehicle and also to provide for payment of life time tax of these vehicles in two equal instalments and to make consequential amendments.

Hence the Bill.

[L.A. Bill No. 24 of 2010, File No. DPAL 31 Shasana 2010]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT NO. 38 OF 2010

(First Published in the Karnataka Gazette Extra-ordinary on the Fourth day of August, 2010)

THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2010

(Received the assent of the Governor on the Twenty ninth day of July, 2010)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purpose hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Sixty first year of the Republic of India as follows:-

1. Short title and commencement,- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2010

(2) It shall be deemed to have come into force with effect from the first day of April, 2010.

2. Amendment of Section 4,- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the Principal Act) in section 4, in sub-section (3), after the second proviso, the following shall be inserted, namely,-

“provided also that in the case of construction equipment vehicles (as defined in clause (ca) of rule 2 of the Central Motor Vehicles Rules, 1989) and vehicles fitted with air compressors and generators the life time tax levied may be paid in two equal instalments, in the following manner, namely:-

- (i) out of the tax so levied, half of the amount shall be paid at the time of tax due or registration; and
- (ii) the balance of tax shall be paid within six months from the date of payment of the first instalment.”

3. Amendment of Section 7,- In section 7 of the Principal Act, in sub-section (3), after the proviso, the following shall be inserted, namely,-

“provided further that the registered owner who has paid the tax in part under clause (i) of third proviso of sub-section (3) of section 4 shall not be entitled for a refund of tax, unless the tax is paid in full.”

4. Amendment of the schedule.- In the schedule to the Principal Act, in Part A7, in Sl. No. A, in column No.3, for the figures and words “10 percent of cost of the vehicle” the figures and words “6 percent of the cost of the vehicle” shall be substituted.

By Order and in the name of the Governor of Karnataka

G.K. BOREGOWDA

Secretary to Government,

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO 17 OF 2011
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2011
Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3A
3. Amendment of Section 10A
4. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

Amending Act 17 of 2011.- To give effect to the proposals made in the Budget Speech of 2011-12. It is considered necessary to amend the Karnataka Motor Vehicles Taxation Act 1957 (Karnataka Act No. 35 of 1957). Hence, the Bill.

[L.A. Bill No. 15 of 2011, File No.Samvyashae 16 Shasana 2011]

[Entry 57 of List II of the Seventh schedule to the constitution of India.]

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KARNATAKA ACT NO 17 OF 2011

(First Published in the Karnataka Gazette Extra-ordinary on the Twenty First day of March, 2011)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2011

(Received the assent of the Governor on the Fifteenth day of March, 2011)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing:

Be it enacted by the Karnataka State Legislature in the Sixty-second year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called as the Karnataka Motor Vehicles Taxation (Amendment) Act, 2011.

(2) It shall come into force with effect from the first day of April, 2011.

2. Amendment of section 3A.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act) in section 3A, for sub-section (1), the following shall be substituted, namely:-

“(1) There shall be levied and collected by way of cess, at the rate of eleven percentum of the tax levied under section 3 on the Motor Vehicles registered under Motor Vehicles Act, 1988 (Central Act 59 of 1988) out of which ten percentum shall be for the purpose of various infrastructure projects across the State, equity in investment in Bangalore Mass Rapid Transit Limited, the Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi, in the proportion of 57:28:15 respectively and one percentum for the purpose of Urban Transport Fund.”

3. Amendment of Section 10A.- In section 10A of the principal Act, for sub-section (1), the following shall be substituted, namely:-

“ (1) There shall be levied and collected by way of cess, at the rate of eleven percentum of the tax levied under section 10 on public service vehicles owned by fleet owner, of which ten percentum shall be for the purpose of various infrastructure projects across the State, equity investment in Bangalore Mass Rapid Transit Limited, Mukhya Manthri Grameena Rasthe Abhivruddhi Nidhi in the proportion of 57:28:15 respectively and one percentum for the purpose of Urban Transport Fund .”

4. Power to remove difficulty.- If any difficulty arises in giving effect to the provisions of this Amendment Act, the State Government may by notification in the official Gazette, make such provisions as may appear to it to be necessary or expedient for removing the said difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Amendment Act.

By Order and in the name of the Governor of Karnataka,

G.K. BOREGOWDA

Secretary to Government,

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO 37 OF 2011
THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2011

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 4
4. Amendment of schedule

STATEMENT OF OBJECTS AND REASONS

Amending Act 37 of 2011.- It is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957, to provide for a provision to extend the benefit of tax concession to the Central Government employees, defence personnel, employees of Central Government undertaking including nationalised banks, who bring along with them their vehicles on transfer to the State of Karnataka If they have already paid life time tax or tax quarterly or annually, as the case may be, in other States or Union territories.

Hence the Bill.

[L.A. Bill No. 39 of 2011, File No.Samvyashae 46 Shasana 2011]

[Entry 57 of List II of the Seventh schedule to the constitution of India.]

KARNATAKA ACT NO 37 OF 2011

(First Published in the Karnataka Gazette Extra-ordinary on the
Twenty Ninth day of December, 2011)

**THE KARNATAKA MOTOR VEHICLES TAXATION
(SECOND AMENDMENT) ACT, 2011**

(Received the assent of the Governor on the Twenty seventh day of December, 2011)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing:

Be it enacted by the Karnataka State Legislature in the Sixty-second year of the Republic of India as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2011.

(2) It shall come into force at once.

2. Amendment of section 3.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as principal Act), in section 3, in sub-section (1),-

(i) in the first proviso, after the words, "Nationalised Banks" the words, "which are brought with them to the State of Karnataka on transfer for which lifetime tax, or tax quarterly or annually, as the case may be, has already been paid in other states or union territories" shall be inserted.

(ii) in the fourth proviso, in clause (b), after the words, "Nationalised Banks" the words, "which are brought with them to the State of Karnataka on transfer for which lifetime tax, or tax quarterly or annually, as the case may be, has already been paid in other states or union territories" shall be inserted.

3. Amendment of section 4.- In section 4 of the Principal Act, in sub-section (1) for the third proviso, the following shall be substituted, namely:-

"Provided also that in case of three wheelers including auto rickshaws used for transportation of goods not exceeding 1500 kgs. in weight laden and vehicles permitted to carry three passengers (excluding driver) either for hire or reward or not, motor cycle (including motor scooter and cycle with attachment for propelling the same by mechanical power) and motor cars including jeeps, (other than those owned by the Central Government Employees, Defence personnel or employees of public sector undertakings owned by Government of India including nationalised banks which are brought with them to the State of Karnataka on transfer for which lifetime tax, or tax quarterly or annually, as the case may be, has already been paid in other states or union territories and omni buses and private service vehicles having floor area not exceeding five square meters specified in the fourth proviso to sub-section (1) of section 3 in respect of which tax is already paid prior to the first day of April, 1997 or prior to the date of commencement of the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2011 as the case may be, the tax specified in the first proviso or in the fourth proviso to sub-section (1) of section 3 as the case may be shall be levied after the expiry of the period for which tax is paid under sub-section (1) and the tax shall be paid within one month from the date of expiry of the said period".

4. Amendment of schedule.- In the schedule to the principal Act in Part - A,-

(i) in item No.1, in column No.2, after the words "including Nationalised banks" the words, "which are brought with them to the State of Karnataka on transfer for which lifetime tax, or tax quarterly or annually, as the case may be, has already been paid in other states or union territories" shall be inserted.

(ii) in item No.14, in column No.2, after the words "including Nationalised banks", the words "which are brought with them to the State of Karnataka on transfer for which lifetime tax, or tax quarterly or annually, as the case may be, has already been paid in other states or union territories" shall be inserted.

By Order and in the name of the Governor of Karnataka

G.K. BOREGOWDA

Secretary to Government,

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO. 14 OF 2012
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2012
Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 4
4. Amendment of the Schedule
5. Power to remove difficulty

STATEMENT OF OBJECTS AND REASONS

Amending Act 14 of 2012.- To give effect to the proposals made in the Budget Speech of 2012-13, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act No. 35 of 1957).

Hence, the Bill.

[L.A. Bill No. 8 of 2012, File No.Samvyashae 22 Shasana 2012]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT NO. 14 OF 2012

(First published in the Karnataka Gazette Extra-ordinary on the thirty-first day of March, 2012)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2012

(Received the assent of the Governor on the thirty-first day of March, 2012)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Sixty third year of the Republic of India as follows:-

1. Short title and commencement:- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2012

(2) It shall come into force with effect from the first day of April, 2012.

2. Amendment of section 3.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957), (hereinafter referred to as the Principal Act), in section 3, in sub section (1), in the fourth proviso, after clause (c), the following shall be inserted, namely.-

“(d) in the case of Motor Cabs the cost of which exceeds Rupees ten lakhs, tax shall be levied at the rates specified in Part-A8 of the schedule”.

3. Amendment of section 4.- In section 4 of the Principal Act, in sub section (1), in the third proviso,-

- (i) for the words “Union territories and”, the words and comma “Union territories,” shall be substituted;

- (ii) after the words “having floor area not exceeding five square meters” the words “and motor cabs the cost of which exceeds Rupees ten lakhs” shall be inserted.

4. Amendment of the Schedule.- In the schedule to the Principal Act,-

- (1) After Part-A7, the following shall be inserted namely;-

“Part-A8

[See Section 3 (1)]

Lifetime Tax for Motor Cabs the cost of which exceeds Rupees ten lakhs

| Sl. No. | Class of vehicles | Percentage of tax levied |
|-----------|---|--|
| A. | At the time of Registration of New Vehicles. | 15 percent of the cost of the vehicle |
| B | If the vehicle is already registered and its age from the month of Registration is : | Percentage of the life time tax levied under Clause A |
| 1 | Not more than 2 years | 93% |
| 2 | More than 2 years but not more than 3 years | 87% |
| 3 | More than 3 years but not more than 4 years | 81% |
| 4 | More than 4 years but not more than 5 years | 75% |
| 5 | More than 5 years but not more than 6 years | 69% |
| 6 | More than 6 years but not more than 7 years | 64% |
| 7 | More than 7 years but not more than 8 years | 59% |
| 8 | More than 8 years but not more than 9 years | 54% |
| 9 | More than 9 years but not more than 10 years | 49% |
| 10 | More than 10 years but not more than 11 years | 45% |
| 11 | More than 11 years but not more than 12 years | 41% |
| 12 | More than 12 years but not more than 13 years | 37% |
| 13 | More than 13 years but not more than 14 years | 33% |
| 14 | More than 14 years but not more than 15 years | 29% |
| 15 | More than 15 years | 25% |

Notes :

1. In respect of vehicles for which tax was due prior to the 1st day of April 2012, but has not been paid, such tax shall be collected at the rates prevailing prior to such day along with the penalty due, if any.
2. Cost of the vehicle in relation to a motor vehicle means; –
 - (a) In respect of a vehicle manufactured in India, cost of the vehicle as per the purchase invoice issued either by the manufacturer or by the dealer of the vehicle including the excise duty, sales tax, surcharge or cess entry tax etc., as payable in the State of Karnataka; and
 - (b) In respect of an imported motor vehicle, irrespective of its place of manufacture, the total cost incurred in importing the vehicle, that is to say, the value of the motor vehicle as endorsed in the Bill of

Entry or such other document and assessed as such under the Customs Act 1962, together with the Customs Duty levied, freight charges incurred and other taxes levied thereupon including additional duty/penalty levied if any, by the Customs Department or any other Department.”

(2) After Part-C6, the following shall be inserted, namely;-

Part - C7

[See Section 7 (3)]

Refund table for Motor Cabs cost of which exceeds Rs.10 lakhs

| Sl. No. | Class of vehicles | Percentage of tax paid |
|---------|-----------------------------------|------------------------|
| 1 | Within a year | 93% |
| 2 | After 1 year but within 2 years | 87% |
| 3 | After 2 year but within 3 years | 81% |
| 4 | After 3 year but within 4 years | 75% |
| 5 | After 4 year but within 5 years | 69% |
| 6 | After 5 year but within 6 years | 64% |
| 7 | After 6 year but within 7 years | 59% |
| 8 | After 7 year but within 8 years | 54% |
| 9 | After 8 year but within 9 years | 49% |
| 10 | After 9 year but within 10 years | 45% |
| 11 | After 10 year but within 11 years | 41% |
| 12 | After 11 year but within 12 years | 37% |
| 13 | After 12 year but within 13 years | 33% |
| 14 | After 13 year but within 14 years | 29% |
| 15 | After 14 year but within 15 years | 25% |
| 16 | After 15 years | Nil |

”

5. Power to remove difficulty.- If any difficulty arises in giving effect to the provisions of the Principal Act, as amended by this Act, the State Government may, by notification in the Official Gazette, make such provisions as may appear it to be necessary or expedient for removing the said difficulty.

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

By Order and in the name of the Governor of Karnataka,

G.K. BOREGOWDA

Secretary to Government,

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO 29 OF 2012
THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2012

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 4
4. Amendment of the Schedule
5. Savings

STATEMENT OF OBJECTS AND REASONS

Amending Act 29 of 2012.- The lifetime tax in respect of Motor Cabs was collected where the cost of the vehicle exceeded Rupees ten lakhs. It is considered necessary to enhance the cost of the vehicle from Rupees ten lakhs to Rupees fifteen lakhs to give relief to the owners of Motor Cabs below Rupees fifteen lakhs.

Hence the Bill.

[L.A. Bill No.29 of 2012, File No. Samvyashae 56 Shasana 2012]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT NO 29 OF 2012

(First Published in the Karnataka Gazette Extra-ordinary on the Fourth day of August, 2012)

THE KARNATAKA MOTOR VEHICLES TAXATION (SECOND AMENDMENT) ACT, 2012

(Received the assent of the Governor on the Third day of August, 2012)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the sixty-third year of the Republic of India as follows:-

1. Short title and commencement:- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2012

(2) It shall be deemed to have come into force with effect from 1st day of April, 2012.

2. Amendment of section 3.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957), (hereinafter referred to as the Principal Act), in section 3, in sub section (1), in the fourth proviso, in clause (d), for the words "ten lakhs", the words "fifteen lakhs" shall be substituted.

3. Amendment of section 4.- In section 4 of the principal Act, in sub-section (1), in the third proviso, for the words "Rupees ten lakhs", the words "Rupees fifteen lakhs" shall be substituted.

4. Amendment of the Schedule.- In the schedule to the principal Act,-

(i) in Part-A8, in the heading, for the words "which exceeds Rupees ten lakhs", the words "which exceeds Rupees fifteen lakhs" shall be substituted;

(ii) in Part-C7, in the heading, for the words and figures "which exceeds Rs.10 lakhs", the words "which exceeds Rupees fifteen lakhs" shall be substituted.

5. Savings.- Where in respect of any Motor Cabs the cost of which exceeds Rupees ten lakhs but does not exceed Rupees fifteen lakhs,-

(a) lifetime tax has been paid from 1st day of April, 2012 till the date of publication of the Karnataka Motor Vehicles Taxation (Second Amendment) Act, 2012 in the official Gazette shall be entitled for refund subject to the payment of quarterly tax.

(b) tax was due prior to the 1st day of April 2012, but has not been paid, such tax shall be collected at the rates prevailing prior to such day alongwith the penalty due, if any.

(c) lifetime tax was due after 1st day of April, 2012 but has not been paid such tax shall be collected alongwith the penalty.

By Order and in the name of the Governor of Karnataka,

G.K. BOREGOWDA

Secretary to Government,

Department of Parliamentary Affairs and Legislation

ಸರ್ಕಾರಿ ಮುದ್ರಣಾಲಯ, ವಿಕಾಸ ಸೌಧ ಘಟಕ, ಬೆಂಗಳೂರು. (ಪಿ3) (800 ಪ್ರತಿಗಳು)

KARNATAKA ACT NO 30 OF 2013
THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2013
Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 4

STATEMENT OF OBJECTS AND REASONS

Amending Act 30 of 2013.- To give effect to the proposals made in the Budget Speech of 2013-14, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act No. 35 of 1957).

Hence the Bill.

[L.A. Bill No. 13 of 2013, File No. Samvyashae 20 Shasana 2013]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT NO 30 OF 2013

(First Published in the Karnataka Gazette Extra-ordinary on the eleventh day of March, 2013)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2013

(Received the assent of the Governor on the fifth day of March 2013)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Sixty Fourth Year of the Republic of India as follows:-

1. Short title and commencement:- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2013

(2) It shall come into force with effect from the first day of April, 2013.

2. Amendment of section 4.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) in section 4 , in sub-section (3), third proviso shall be omitted.

By Order and in the name of the Governor of Karnataka

G.K. BOREGOWDA

Secretary to Government,

Department of Parliamentary Affairs and Legislation

KARNATAKA ACT NO 18 OF 2014
THE KARNATAKA MOTOR VEHICLES TAXATION
(AMENDMENT) ACT, 2014
Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 3
3. Amendment of Schedule

STATEMENT OF OBJECTS AND REASONS

Amending Act 18 of 2014.-To give effect to the proposals made in the Budget Speech of 2014-15, it is considered necessary to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act No.35 of 1957).

Hence, the Bill.

[L.A. Bill No.35 of 2014, File No. Samvyashae 13 Shasana 2014]

[Entry 57 of List II of the Seventh Schedule to the Constitution of India.]

KARNATAKA ACT NO 18 OF 2014

(First Published in the Karnataka Gazette Extra-ordinary on the Twenty–eighth day
of February, 2014)

THE KARNATAKA MOTOR VEHICLES TAXATION (AMENDMENT) ACT, 2014

(Received the assent of the Governor on the Twenty–eighth day of February, 2014)

An Act further to amend the Karnataka Motor Vehicles Taxation Act, 1957.

Whereas it is expedient further to amend the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the Sixty fifth year of the Republic of India as follows:-

1. Short title and commencement:- (1) This Act may be called the Karnataka Motor Vehicles Taxation (Amendment) Act, 2014.

(2) It shall come into force with effect from the first day of March, 2014.

2. Amendment of section 3.- In the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) (hereinafter referred to as the principal Act), in section 3, in sub section (1), in the fourth proviso,-

(i) the explanation shall be renumbered as Explanation 1 and after explanation 1 as so renumbered, the following shall be inserted, namely:-

"Explanation-2.- In respect of motor vehicles registered outside the State of Karnataka and which are in the State for a period exceeding thirty days, notwithstanding anything contained in the provisions of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), and in any order or direction contained in any judgment or order of any Court, tax shall be levied as specified in Parts A1, A2, A4, A5, A6, A7 and A8 as the case may be"; and

(ii) in clause (d), after the words "the cost of which exceeds rupees fifteen lakhs", the words, figures and brackets "other than those registered outside the State and covered with a permit issued under sub-section (9) of section 88 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988)" shall be inserted.

3. Amendment of Schedule.- In schedule to the Principal Act,-

(1) in part A, in item 4,-

(i) in sub-item (1), for clause (b) the following shall be substituted, namely:-

"(b) Motor Cabs other than those 100.00
liable to be taxed in clause (c) for
every passenger"

(ii) after clause(b), the following shall be inserted, namely:-

"(c) Motor cabs registered outside the State 500.00
and covered with a permit issued under sub-
section (9) of section 88 of the Motor Vehicles
Act, 1988 (Central Act 59 of 1988) for every
passanger"

(iii) in sub-item (4), in column (2), for the words and brackets "Vehicles permitted to carry six passengers (Motor Cabs and Maxi Cabs)", the words "Maxi Cabs" shall be substituted.

(2) in Part A8, in the heading, after the words "the cost of which exceeds rupees fifteen lakhs", the words, figures and brackets "other than those registered outside the State and covered with a permit issued under sub-section (9) of section 88 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988)" shall be inserted.

By Order and in the name of the Governor of Karnataka,

S.B. GUNJIGAVI

Secretary to Government

Department of Parliamentary Affairs and Legislation